

BAY COUNTY BOARD OF COMMISSIONERS

TUESDAY, MARCH 21, 2023

4:00 P.M.

COMMISSION CHAMBERS, FOURTH FLOOR, BAY COUNTY BUILDING

PAGE NO.

- I. CALL TO ORDER (CHAIRMAN BEGICK)**
- II. ROLL CALL**
- III. INVOCATION**
- IV. PLEDGE OF ALLEGIANCE**
- 1-9 **V. MINUTES (2/21/23)**
- VI. AGENDA APPROVAL**
- VII. CITIZEN INPUT**
- VIII. PETITIONS AND COMMUNICATIONS**
 - A. 4:00 P.M. – Presentation on Camp Grayling Opposition to Expansion (Receive)**
 - 10-11 **B. City of Bay City – Application for an Obsolete Property Rehabilitation Exemption Certificate – DS Denham Properties, LLC. - \$131,000 (Receive)**
 - 12-45 **C. Requests for Appointment to Bay Arenac Behavioral Health Authority (four, 3-year terms; one, unexpired term commencing upon appointment and expiring March 31, 2024 - *receive and make 5 appointments*) [Note: See item C below confirming eligibility of all candidates.]**
 - 1. James Anderson (Incumbent)**
 - 2. Commissioner Tim Banaszak (Public Official)**
 - 3. Jerome Crete**
 - 4. Dolores Kowalski-Meier**
 - 5. Commissioner Colleen Maillette (Incumbent; Public Official)**
 - 6. Rick Mastroianni**

7. Richard Meeth (Incumbent)
8. Commissioner Kathy Niemiec (Public Official)
9. Justin Peters
10. Marie (Toni) Reese
11. Tom Ryder (Incumbent)
12. Tammy Schwerin
13. Sandy Shutt
14. Brian Taylor (Public Official)

46-49 **D. Bay-Arenac Behavioral Health - BABHA Nominations Committee Review Eligibility Results (Receive)**

50-51 **E. Melvin McNally (Incumbent) - Request for Reappointment to Region VII Area on Aging as Bay County Representative (Receive and Appoint)**

IX. REPORTS/RESOLUTIONS OF COMMITTEES

A. WAYS AND MEANS (Tim Banaszak, Chair; Kaysey L. Radtke, Vice Chair)

- | | |
|-------|---|
| 52 | 1. No. 2023-34 - Discontinuance of the Bay County Household Assistance Program (HAP) (ARPA) (Committee Chair Banaszak) |
| 53 | 2. No. 2023-35 - Bay County Community Partnership Grants FY- 2023 (Sheriff) |
| 54 | 3. No. 2023-36 - Travel Request for 2023 National WIC Conference for WIC Manager (Health Dept.) |
| 55 | 4. No. 2023-37 - Community Center Pool Closure (Recreation & Facilities) |
| 56-57 | 5. No. 2023-38 - MMRMA RECTify Cybersecurity Vulnerabilities Grant – Cisco Umbrella, SecureX and Port53 (ISD/Finance) |
| 58 | 6. No. 2023-39 - Payables (Finance) |

B. PERSONNEL/HUMAN SERVICES (Kathy Niemiec, Chair; Colleen Maillette, Vice Chair)

- 59 1. No. 2023-40 – 2023 Discovery Reserve Partnership Agreement with Saginaw Basin Land Conservancy (Recreation & Facilities)
- 60 2. No. 2023-41 - Vacancies: 9-1-1 Central Dispatch; Department on Aging; Community Center; Buildings & Grounds; Sheriff; Finance; (Personnel)

C. BOARD OF COMMISSIONERS (Vaughn J. Begick, Chair; Thomas M. Herek, Vice Chair)

- 61-64 1. No. 2023-42- Settlement Agreement with Allergan, Teva, CVS, and Walmart – Global Opioid Litigation (Corporation Counsel)
- 65 2. No. 2023-43 - Honoring the Michigan Association of Counties (MAC) on its 125th Anniversary (Commissioner Banaszak)
- 66-69 3. No. 2023-44 - Program Name Change – Gypsy Moth Suppression Program to Bay County Forest Sustainability Program (County Executive)
- 70-71 4. No. 2023-45 – Bay County Municipal Separate Storm Sewer System Certifier Agreement & BASWA Appointment (Environmental Affairs and Community Development)
- 72 5. No. 2023-46 – Board of Commissioners’ Office Typist Clerk II Hired at 2-Year Rate (Board Chair)
- 73-74 6. No. 2023-47 - Reports of County Executive – FEBRUARY
- 75-76 7. No. 2023-48 - Virtual Backlog Response Docket Grant Award – Bay County Courts (Court Administrator)

X. REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

- 77-82 A. County Executive – Consent of Appointments to Bay County Brownfield Redevelopment (BR) Authority (Receive and Concur)

XI. COMMISSIONER COMMENTS

XII. UNFINISHED BUSINESS

XIII. NEW BUSINESS

XIV. PUBLIC INPUT

XV. MISCELLANEOUS

XVI. ANNOUNCEMENTS

A. 2023 APPOINTMENTS

1. March

- a. Bay Arenac Behavioral Health Authority (four, 3-year terms; T.Ryder, J.Anderson, R.Meeth, C.Maillette)
- b. Bay Arenac Behavioral Health Authority (one, unexpired term commencing upon appointment and expiring March 31, 2024; C. Barber)
- c. Region VII Area Agency on Aging Advisory Council (one, 3-year term; M.McNally)

2. June

- a. Library Board (one, 5-year term; A.Harris)

3. October

- a. Lank Bank Authority (two, 3-year terms; D.Kiesel, City of Bay City, & K.McDonald Rivet, City Commissioner)
- b. Bay County Department of Human Services (one, 3-year term; F.Dewyse)
- c. Jury Commission (one, 6-year term; D.Butler)

4. December

- a. Bay County Veteran's Affair Committee (one, 4-year term; M.Pergande)
- b. Department on Aging Advisory Committee (four, 2- year terms; Districts 1,3,5 and 7; R.Wiess, D.Behmlander, P.Rabidoux, D.Russell)

XVII. CLOSED SESSION (IF REQUIRED)

XVIII. RECESS/ADJOURNMENT

PLEASE NOTE: THE COMMITTEE CHAIR HAS REQUESTED THAT ANY ELECTED OFFICIAL DEPARTMENT/DIVISION HEAD PLACING AN ITEM ON THIS AGENDA BE PRESENT OR HAVE A REPRESENTATIVE PRESENT TO SPEAK TO THEIR REQUEST AND/OR ANSWER ANY QUESTIONS POSED BY COMMITTEE MEMBERS.

Join Zoom Meeting

<https://us02web.zoom.us/j/81694266170>

Meeting ID: 816 9426 6170

Passcode: 547697

One tap mobile

+13126266799,,81694266170#,,,,*547697# US (Chicago)

+19292056099,,81694266170#,,,,*547697# US (New York)

The County of Bay will provide necessary and reasonable auxiliary aids and services such as signers for the hearing impaired and audio tapes of printed materials to individuals with disabilities upon 10 days' notice to the County of Bay. Individuals with disabilities requiring auxiliary aids or services should contact the County of Bay by writing or calling:

Amber Davis-Johnson, ADA Coordinator

Corporation Counsel

515 Center Avenue

Fourth Floor, Bay County Building

Bay City, MI 48708

989-895-4131

BAY COUNTY BOARD OF COMMISSIONERS

FEBRUARY 21, 2023

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A REGULAR SESSION ON TUESDAY, FEBRUARY 21, 2023, FOURTH FLOOR, BAY COUNTY BUILDING, 515 CENTER AVENUE, BAY CITY, MI 48708. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN VAUGHN BEGICK AT 4:00 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

ROLL CALL: COMMISSIONERS KAYSEY RADTKE, THOMAS HEREK, KATHY NIEMIEC, TIM BANASZAK, COLLEEN MAILLETTE, DENNIS POIRIER, AND CHAIRMAN VAUGHN BEGICK

OTHER MEMBERS: KATHLEEN B. ZANOTTI, BAY COUNTY CLERK
LISA DAVIS, SECRETARY TO THE COUNTY CLERK
DEANNE C. BERGER, BOARD COORDINATOR
LINDSEY ARSENAULT, BOARD COORDINATOR

ALSO PRESENT: JAMES BARCIA, BAY COUNTY EXECUTIVE
TIFFANY JERRY, PERSONNEL AND EMPLOYEE RELATIONS DIRECTOR
SHAWNA WALRAVEN, FINANCE OFFICER
AMBER DAVIS-JOHNSON, CORPORATION COUNSEL
CRISTEN GIGNAC, RECREATION & FACILITIES
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

INVOCATION: THE INVOCATION WAS GIVEN BY THE BAY COUNTY CLERK, KATHLEEN B. ZANOTTI

PLEDGE OF ALLEGIANCE:

IN ADDITION TO THESE TYPED MINUTES WHICH ARE NOT VERBATIM BUT AN OVERVIEW OF ACTION TAKEN, THIS MEETING WAS VIDEOTAPED BY BCTV AND THOSE TAPES ARE AVAILABLE FOR REVIEW IN THE ADMINISTRATIVE SERVICES DEPARTMENT OR CAN BE VIEWED ON BAY COUNTY'S WEBSITE.

MINUTES

MOTION 13: COMM. HEREK MOVED TO APPROVE THE BOARD MINUTES FOR THE BAY COUNTY BOARD OF COMMISSIONERS REGULAR SESSION BOARD MEETING ON JANUARY 17, 2023, AS

PRESENTED, AND THE ORGANIZATIONAL MINUTES OF 01/03/2023. IT WAS SUPPORTED BY COMM. POIRIER AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

CITIZENS INPUT

JAMES ANDERSON LIFELONG MEMBER OF BAY COUNTY. I AM A MEMBER OF THE BAY ARENAC BEHAVIORAL HEALTH AUTHORITY BOARD OF DIRECTORS; I HAVE ALSO SERVED THERE AS TREASURER. I HAVE BEEN ON THE MIDSTATE NETWORK BOARD OF DIRECTORS. A BOARD OF 21 COUNTY MENTAL HEALTH BOARDS. THEY COVER THE CITIZENS OF ARENAC COUNTY TO JACKSON HILLSDALE. THEY SERVE OVER 200,000 PEOPLE. I ALSO SERVED ON THE SUBSTANCE USE DISORDER BOARDS FOR BAY-ARENAC AND MIDSTATE HEALTH NETWORK. MY GOAL IS TO CONTINUE TO SEE THAT BAY COUNTY CITIZENS CONTINUE TO GET THE BEST SERVICES IN BEHAVIORAL HEALTH AND SUBSTANCE USE DISORDERS THAT BAY ARENAC CAN PROVIDE ALONG WITH THE HELP OF BAY COUNTY. IN CONCLUSION, I WILL CONTINUE TO WORK, STRIVE TO IMPROVE AND KEEP THE BAY ARENAC HEALTH BOARD A LEADER IN PROVIDING THE SERVICES TO THE CITIZENS OF BAY AND ARENAC COUNTY. I HOPE YOU WILL CONSIDER MY REAPPOINTMENT IN MARCH TO THIS BOARD.

MARTY WESTPHAL I AM HERE TO SPEAK ON BEHALF OF THE COMMUNITY CENTER POOL. WITH THIS MEETING AT 4 O'CLOCK THE COACHES AND TEACHERS ARE UNABLE TO MAKE THE MEETING, SO I AM HERE TO SPEAK FOR US AS A COMMUNITY. THERE ARE PLENTY OF COMMUNITY MEMBERS THAT ARE WILLING TO HELP OUT AND TRY TO GET GRANTS. AS A KID THERE WERE MANY FREE OPPORTUNITIES FOR KIDS IN OUR COMMUNITY. THE COMMUNITY CENTER IS ONE THING THAT WE WOULD LIKE TO KEEP GOING FOR THESE KIDS. I KNOW THERE ARE MANY THINGS LIKE COST. WE ARE WILLING TO HELP. WE CAN PROVIDE LIFEGUARDS. THIS IS WHAT WE DO, WE ARE A GOOD RESOURCE. THE POOL WILL NOT BE A MONEY MAKER BUT THE KIDS LOVE BEING OUTSIDE. HOPING WE CAN WORK TOGETHER TO PROVIDE SOME SOLUTIONS SO WE CAN WORK TO KEEP THE POOL OPEN.

DAVE STAUDACHER I AM ALSO HERE TO SPEAK ABOUT THE COMMUNITY CENTER POOL. I HAVE BEEN THE CENTRAL HIGH SCHOOL SWIM COACH FOR 26 YEARS. I HAVE WORKED AT THE COMMUNITY CENTER AS THE SWIM COACH OVER THE SUMMERS. FOR THE FIRST FEW YEARS I WORKED AS A LIFEGUARD. I BELIEVE THE POOL CAN

GET BACK TO A GOOD POOL. IT JUST NEEDS TO BE RUN IN A WAY THAT WILL HELP IT COME BACK AND RELIVE ITS GLORY.

PETITIONS AND COMMUNICATIONS

MOTION 14: COMM. HEREK MOVED TO RECEIVE THE APPOINTMENT OF JOSEPH RIVET AS REPRESENTATIVE OF THE CITY OF BAY CITY TO THE BAY COUNTY LANDBANK AUTHORITY. IT WAS SUPPORTED BY COMM. RADTKE AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

MOTION 15: COMM. HEREK MOVED TO GO OUT OF ORDER FOR RESOLUTIONS 2023-31 AND 2023-32; IT WAS SUPPORTED BY COMM. RADTKE AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-31: COMM. POIRIER MOVED TO ADOPT RES. 2023-31; THE BAY COUNTY BOARD OF COMMISSIONERS RECOGNIZED AND HONORS THE BAY CITY STATE PARK AND ITS STAFF ON THE CELEBRATION OF ITS 100 YEARS OF SERVING BAY COUNTY AND SURROUNDING AREAS WITH A PLACE TO RELAX AND RETREAT FROM EVERYDAY ACTIVITIES. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

MS. ZANOTTI READ THE PROCLAMATION INTO THE RECORD.

MR. BEGICK ASKED THE GENTLEMAN FROM THE STATE PARK TO COME UP AND RECEIVE THE CERTIFICATE. HE THANKED THEM FOR ALL THEIR HARD WORK AND SERVICE

RES. 2023-32: COMM. BANASZAK MOVED TO ADOPT RES. 2023-32; THE BAY COUNTY BOARD OF COMMISSIONERS, ALONG WITH THE DEPARTMENT ON AGING, WITH HEAVY HEARTS, OFFER THEIR SINCERE APPRECIATION TO THE FAMILY OF BONNIE WORDEN FOR SHARING HER WITH BAY COUNTY AND OFFER CONDOLENCES FOR HER PASSING. IT WAS SUPPORTED BY COMM. RADTKE AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

MS. ZANOTTI READ THE PROCLAMATION INTO THE RECORD.

MS. EURICH ASKED BONNIE'S FAMILY TO COME AND RECEIVE THE RECOGNITION FOR BONNIE. MS. EURICH THANKED THEM FOR SHARING THEIR MOTHER WITH THE DIVISION ON AGING.

MOTION 16: COMM. HEREK MOVED TO GO BACK TO THE REGULAR ORDER OF BUSINESS. IT WAS SUPPORTED BY COMM. RADTKE AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, AND 0 EXCUSED

REPORTS/RESOLUTIONS OF COMMITTEES

WAYS AND MEANS (TIM BANASZAK, CHAIR; KAYSEY L. RADTKE, VICE CHAIR)

RES. 2023-12: COM. BANASZAK MOVED TO ADOPT AND PRESENT RES. 2023-12; THE BAY COUNTY BOARD AUTHORIZED THE SHERIFF'S OFFICE PARTICIPATION IN THE 2023 MARINE PATROL SAFETY PROGRAM. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-13: COMM. BANASZAK MOVED TO ADOPT RES. 2023-13; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE RECISSION OF RESOLUTION 2022-281; ADOPTED DECEMBER 6, 2022, FOR AN AT-LARGE DRAIN ASSESSMENT TO HAMPTON TOWNSHIP FOR \$327,500. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-14: COMM. BANASZAK MOVED TO ADOPT RES. 2023-14; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE CONTRACT WITH ENVIRONMENTAL RUBBER RECYCLING FOR THE 2023 TIRE COLLECTION. ENVIRONMENTAL RUBBER HAS INDICATED THAT PRICES FOR 2023 TIRE DISPOSAL WILL BE \$1,500 PER TRAILER WITH LESS THAN 500 TIRES, AND \$3 PER ADDITIONAL TIRE IN EXCESS OF 500 TIRES, NOT TO EXCEED \$3,000 PER TRAILER. IT WAS SUPPORTED BY COMM. RADTKE AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-15: COMM. BANASZAK MOVED TO APPROVE RES. 2023-15; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE CONTROL MATERIALS BID FOR BAY COUNTY MOSQUITO CONTROL FOR 2023 TO BE AWARDED AS RECOMMENDED. MOSQUITO CONTROL WILL ALSO BE PURCHASING VECTOBAC G AND VECTOBAC 12AS BTI PRODUCTS FROM VALENT BIOSCIENCES. IT WAS SUPPORTED BY COMM. MAILLETTE AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-16: COMM. BANASZAK MOVED TO ADOPT RES. 2023-16; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE LIGHT TRAP DATA COLLECTOR'S CONTRACTS BETWEEN BAY COUNTY

AND VARIOUS INDIVIDUALS. IT WAS SUPPORTED BY COMM. RADTKE AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-17: COMM. BANASZAK MOVED TO ADOPT RES. 2023-17; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE AMENDMENT TO THE EXISTING "FIXED-WING AERIAL LARVICIDE SERVICE CONTRACT" CONTRACT DATED MARCH 2022 WITH EARL'S SPRAY SERVICE TO INCLUDE FALL APPLICATIONS UNDER 1,000 ACRES AT \$20/ACRE WITH ALL OTHER CONTRACT CONDITIONS REMAINING THE SAME. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-18: COMM. BANASZAK MOVED TO ADOPT RES. 2023-18; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE TRAVEL REQUEST AS OUTLINED FOR THE NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS (NACCHO) 2023 PREPAREDNESS SUMMIT FROM APRIL 24, 2023 TO APRIL 27, 2023 IN ATLANTA, GEORGIA FOR THE EMERGENCY PREPAREDNESS AND HEALTH EDUCATION DIVISION MANGER AND THE COMMUNITY HEALTH EDUCATOR/HEALTH ANALYST. IT WAS SUPPORTED BY COMM. MAILLETTE AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-19: COMM. BANASZAK MOVED TO ADOPT RES. 2023-19; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE AGREEMENT WITH BROWN AND BROWN AS BAY COUNTY'S INSURANCE AGENT FOR WORKERS' COMPENSATION AND EXCESS LIABILITY INSURANCE COVERAGE. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-20: COMM. BANASZAK MOVED TO ADOPT RES. 2023-20; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE AGREEMENT WITH MIDWEST EMPLOYERS' CASUALTY COMPANY FOR EXCESS COVERAGE FOR THE TIME PERIOD MARCH 2, 2023 THROUGH FEBRUARY 1, 2025. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-21: COMM. BANASZAK MOVED TO ADOPT RES. 2023-21; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE LETTER OF

UNDERSTANDING WITH REHMANN ROBSON FOR THE PREPARATION OF THE STATE-REQUIRED F-65 FORM. COST NOT TO EXCEED \$4,500. IT WAS SUPPORTED BY COMM. MAILLETTE AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-22: COMM. BANASZAK MOVED TO ADOPT RES. 2023-22; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE PURCHASING DEPARTMENT TO DEVELOP AND RELEASE A REQUEST FOR QUALIFICATIONS (RFQ_u) SEARCHING FOR AN INDIVIDUAL OR FIRM TO OVERSEE THE ANIMAL SERVICES AND ADOPTION CENTER BUILDING REPLACEMENT/RENOVATION IN ACCORDANCE WITH BAY COUNTY'S PURCHASING POLICY. IT WAS SUPPORTED BY COMM. RADTKE AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-23: COMM. BANASZAK MOVED TO ADOPT RES. 2023-23; THE BAY COUNTY BOARD OF COMMISSIONERS AUTHORIZED THE INFORMATION SYSTEM DIVISION TO APPLY FOR THE REGION 3 HOMELAND SECURITY GRANT FOR THE REQUESTED AMOUNT, UP TO \$25,492.26, FOR ELECTION INFRASTRUCTURE SECURITY ENHANCEMENTS. THE BOARD AUTHORIZED THE PURCHASE OF THE APPROVED EQUIPMENT AND IMPLEMENTATION SERVICES WITH THE USE OF THE REGION 3 HOMELAND SECURITY GRANT FUNDS AND AUTHORIZES THE CHAIRMAN OF THE BOARD TO EXECUTE AND SUBMIT ELECTRONICALLY, IF REQUIRED, THE GRANT AND RELATED DOCUMENTS AS WELL AS CONTRACTS PERTAINING TO THE PURCHASE AND IMPLEMENTATION OF NEW ENTERPRISE FIREWALLS FOR BAY COUNTY, UTILIZING REGION 3 HOMELAND SECURITY GRANT. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-24: COMM. BANASZAK MOVED TO ADOPT RES. 2023-24; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED CLAIMS AGAINST THE COUNTY FOR FEBRUARY. IT WAS SUPPORTED BY COMM. MAILLETTE AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

**PERSONNEL/HUMAN SERVICES (KATHY NIEMIEC, CHAIR;
COLLEEN MAILLETTE, VICE CHAIR)**

RES. 2022-25: COMM. NIEMIEC MOVED TO ADOPT RES. 2023-25; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE

ELECTRONIC SUBMITTAL OF THE 2023-2024 MIDC APPLICATION FOR THE GRANT RENEWAL AND AUTHORIZES THE CHAIRMAN OF THE BOARD TO SIGN THE GRANT APPLICATION DOCUMENTS ELECTRONICALLY AND, IF APPROVED BY THE STATE, AUTHORIZES THE CHAIRMAN OF THE BOARD TO SIGN ANY GRANT AWARD DOCUMENTATION ELECTRONICALLY. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-26: COMM. NIEMIEC MOVED TO ADOPT RES. 2023-26; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE PURCHASE OF THE SOFTWARE AND IMPLEMENTATION SERVICES ASSOCIATED WITH THE EMPLOYEE ONBOARD PROJECT WITH A SOLUTION BY TYLER MUNIS NOT TO EXCEED \$19,000. IT WAS SUPPORTED BY COMM. BANASZAK AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-27: COMM. NIEMIEC MOVED TO ADOPT RES. 2023-27; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED A 6-YEAR AGREEMENT WITH THE CITY OF BAY CITY, WITH AN OPTION FOR RENEWAL, TO UTILIZE THE BAY COUNTY COMMUNITY CENTER AS A POLLING LOCATION FOR ELECTIONS, SAID AGREEMENT TO INCLUDE A WAIVER OF RENTAL FEES. IT WAS SUPPORTED BY COMM. MAILLETTE AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-28: COMM. NIEMIEC MOVED TO ADOPT RES. 2023-28; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE VACANCIES: 9-1-1 CENTRAL DISPATCH; DEPARTMENT ON AGING; SHERIFF; MOSQUITO CONTROL; RECREATION & FACILITIES (SEASONAL). IT WAS SUPPORTED BY COMM. BANASZAK AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

RES. 2023-29: COMM. NIEMIEC MOVED TO ADOPT RES. 2023-29; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE FMLA POLICY, AS REVISED, IS HEREBY ADOPTED AND SHALL TAKE EFFECT IMMEDIATELY. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

MS. JERRY MAJOR CHANGES ARE THE ADDITION OF THE DEFINITION SECTION AND THE MILITARY LEAVE THAT WE ARE REQUIRED TO HAVE BY THE REGULATIONS.

**BOARD OF COMMISSIONERS (VAUGHN J. BEGICK, CHAIR;
THOMAS M. HEREK, VICE CHAIR)**

RES. 2023-30: COMM. HEREK MOVED TO ADOPT RES. 2023-30; THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE CHANGES TO THE BOARD MEETING. PLEASE SEE THE RESOLUTION FOR THE CHANGES. IT WAS SUPPORTED BY COMM. MAILLETTE AND PASSED BY VOICE VOTE: 7 YEAS,0 NAYS, 0 EXCUSED.

RES. 2023-33: COMM. HEREK MOVED TO ADOPT RES. 2023-33; THE BAY COUNTY BOARD OF COMMISSIONERS RECEIVED THE JANUARY 2023 EMPLOYMENT STATUS REPORT. IT WAS SUPPORTED BY COMM. BANASZAK AND PASSED BY VOICE VOTE: 7 YEAS,0 NAYS, 0 EXCUSED.

REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

COUNTY EXECUTIVE, JIM BARCIA

MR. BARCIA IN THE UPCOMING YEAR THE BUILDINGS AND GROUND DEPARTMENT WILL BE WORKING ON SOME INFRASTRUCTURE PROJECTS.
WE HAD A GOOD SESSION WITH THE CHAMBER OF COMMERCE ON THE STATE OF THE COMMUNITY. I HAD THE OPPORTUNITY TO UPDATE WHERE WE ARE AT AND UPDATED WHAT WE DID WITH THE ARPA FUNDS AND THE HEALTH SERVICE CENTERS, AS WELL AS THE ANIMAL SHELTER.

UNFINISHED BUSINESS

THERE WAS NO UNFINISHED BUSINESS.

NEW BUSINESS

THERE WAS NO NEW BUSINESS.

MISCELLANEOUS

ANNOUNCEMENT

2023 APPOINTMENTS

MARCH

BAY ARENAC BEHAVIORAL HEALTH AUTHORITY
(FOUR, 3-YEAR TERMS; T.RYDER, J.ANDERSON,
R.MEETH, C.MAILLETTE)

BAY ARENAC BEHAVIORAL HEALTH AUTHORITY
(ONE, UNEXPIRED TERM COMMENCING UPON
APPOINTMENT AND EXPIRING MARCH 31, 2024; C.
BARBER)

REGION VII AREA AGENCY ON AGING ADVISORY
COUNCIL (ONE, 3-YEAR TERM; M. MCNALLY)

JUNE

LIBRARY BOARD (ONE, 5-YEAR TERM; A.HARRIS)

OCTOBER

LAND BANK AUTHORITY (TWO, 3-YEAR TERMS;
D.KIESEL, CITY OF BAY CITY, & K.MCDONALD RIVET,
CITY COMMISSIONER)

BAY COUNTY DEPARTMENT OF HUMAN SERVICES
(ONE, 3-YEAR TERM; F.DEWYSE)

JURY COMMISSION (ONE, 6-YEAR TERM; D.BUTLER)

DECEMBER

BAY COUNTY VETERAN'S AFFAIRS COMMITTEE
(ONE, 4-YEAR TERM; M.PERGANDE)

DEPARTMENT ON AGING ADVISORY COMMITTEE
(FOUR, 2-YEAR TERMS; DISTRICT 1, 3, 5, AND 7;
R.WIESS, D.BEHMLANDER, P.RABIDOUX, D.RUSSELL)

CLOSED SESSION

THERE WAS NO NEED FOR A CLOSED SESSION.

RECESS/ADJOURNMENT

MOTION 17: COMM. HEREK MOVED TO ADJOURN THE REGULAR BOARD
SESSION OF FEBRUARY 21, 2023. THE MEETING CONCLUDED AT
4:28 P.M. IT WAS SUPPORTED BY COMM. MAILLETTE AND
PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS, 0 EXCUSED.

VAUGHN BEGICK, CHAIRMAN
BOARD OF COMMISSIONERS

KATHLEEN B. ZANOTTI
BAY COUNTY CLERK
BAY COUNTY MICHIGAN

LISA DAVIS
SECRETARY TO THE CLERK



February 27, 2023

Chairman
Bay County Board of Commissioners
515 Center Avenue
Bay City, MI 48708


RE: Application for an Obsolete Property Rehabilitation Exemption District

On February 17, 2023, Andrew Denham, on behalf of DS Denham Properties, LLC, submitted an application for an Obsolete Property Rehabilitation Exemption District for 1125 S. Water Street, Bay City, MI, filed under State of Michigan P.A. 146 of 2000.

In accordance with the Act, you are hereby notified that the certificate was filed for rehabilitation in the estimated amount of \$131,000.

A response is requested by Friday, March 17, 2023. A public hearing on the district will be held by the City Commission at their March 20, 2023, meeting. The meeting will be held at 6:00 PM at City Hall, 301 Washington Avenue.

CITY OF BAY CITY



Tema J. Lucero
City Clerk

Application for Establishment
of an
Obsolete Property Rehabilitation District

Date: 12/04/2022

Applicant (must be the owner of the facility): DS DENHAM PROPERTIES LLC

Address of Applicant: 249 Centennial Ave NW, Grand Rapids, MI 49504

Telephone: (989) 213-7217 **Email:** dsdenhamproperties@gmail.com

Location of obsolete facility (no. and street): 1125 S Water St

1. Explain proposed rehabilitation of the obsolete property (attach additional pages if needed):

We plan to start the renovation in spring of 2023. The first issue we need to address is the roof as the inspector noted it is near the end of its life. Once this is addressed, we plan on renovating the top 2 units into Airbnb's. This will likely involve refinishing the hardwood floors, painting, repairing drywall, redoing the bathrooms, new kitchens, etc. As far as the main commercial level, we have yet determined the best use for this space. Some ideas include: office setting where we can lease to a local professional, coffee shop, bar (if that's even possible at this point) or possibly convert the main floor into more (2) Airbnb units (with the City's approval). In addition, we would ideally like to add perimeter fencing around the top of the building so guests could enjoy the sunset, view of the water/bridges, etc.

2. Total dollars to be invested into project: The roof is estimated to be approx. \$25,000, rehab estimate of \$30,000 to finish the top 2 units plus \$8,000 each for design and furniture and depending on what is done on the commercial level, approx. \$60,000. Total rehab estimate \$131,000.

3. Number of code enforcement issues being resolved: Unknown

4. Is property on the National Register? Yes _____ No X

5. Number of permanent, full-time equivalent jobs created due to project: No FTE's will be created but several part-time jobs in construction, cleaning, design and management until the commercial space is developed.

6. Months/years work will begin/end: We will plan to start this project approx. April/May 2023 and end Aug/Sept 2023.

7. Any planned façade improvements to the property: Yes X No _____

8. Number of housing units created after project completion? 2

9. Legal descriptions of all properties involved:
S 43.70 FT OF W 100 FT OF LOT 6 BLK 49 1/2 DAGLISH DIVISION OF PORTSMOUTH

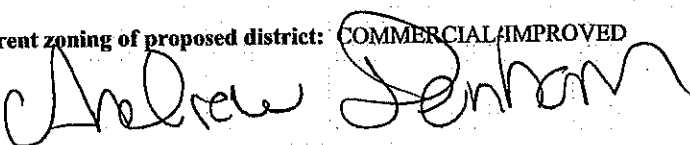
10. Permanent parcel numbers: 09-160-032-227-001-00

11. Names and address of all property owners within proposed district: Same as applicant

12. Current District SEV: \$39,500 **District Taxable Value:** \$35,073

13. Current zoning of proposed district: COMMERCIAL IMPROVED

Signed:



Printed Name: Andrew Denham

Note: No tax abatement will be considered for any projects commencing prior to the establishment of the district.
Please submit completed form to the City Clerk, City of Bay City, 301 Washington Avenue, Bay City, MI 48708

Application for Appointment to BABHA

postmaster@netsource-one.net <postmaster@netsource-one.net>

Thu 2/2/2023 3:52 PM

To: Lindsey Arsenault <ArsenaultL@baycounty.net>

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or on clicking links from unknown senders.

Name: James Anderson

Address: 3433 Euclid Ct.

CityStateZip: Bay City Mich. 48706

Home Phone: 989 667 1313

Business Phone: cell 989 327 0734

Phone: :

Occupation: Retired

Employer: Self

Resident?: Yes

How Long?: Lifelong

Interests: Serving consumers of mental health services. Board member twenty five years. Have attended many mental health conferences. Have certificates for Board Works 1-2 Am current vice chair of BABH board. I was past secretary of Mid State Health Network region board.

Other: Self employed over forty years in Bay City.

Email: jdeweya@yahoo.com

1): yes, I am 18 years of age or older (must be 18+)

2): no, I am a county commissioner (limit of 4 commissioners)

3): no, I am a state, county or local public official (limit of 6 officials serving in an elected or appointed public office or employed more than 20 hours/week by an agency of federal, state, city or local government)

4): yes, I live in Bay County (must have primary residence in Bay County)

5): no, I am employed by the Michigan Department of Community Health

6): no, I am employed by BABHA

7): no, I am a party to a contract with community mental health or administering or benefitting financially from a contract with BABHA

8): no, I serve in a policy-making position with an agency under contract with BABHA (If you checked yes to 5, 6, 7 or 8 you cannot be appointed to the BABHA Board)

9): no, I am/have been a primary consumer of mental health services. (primary consumer means an individual who has received or is receiving service from the Department of Community Health or a community mental health services program or services from the private sector equivalent to those offered by the Department of Community Health or community mental health services program. This means just about any mental health service you have ever received in your entire lifetime).

10): no, I am/have been a family member of a primary consumer (Family member means parent, step-parent, spouse, sibling, child or grandparent of a primary consumer or an individual upon whom a primary consumer is

12

dependent for at least 50% of his or her financial support. Same service and timeframe criteria as primary consumer).

- 11): no,I can be identified as a primary consumer and hereby grant permission to the BABHA Board to identify me as such when asked to do so. I waive only those rights under the Mental Health Code that are necessary to make this identification.
- 12): yes,I can be identified as a family member of a primary consumer and hereby grant permission to the BABHA Board to identify me as such when asked to do so.

Bay County Board of Commissioners

County of Bay Application for Appointment to Bay-Arenac Behavioral Health Authority (BABHA)

Name:

Tim Banaszak

Address:

27 River Trail, Bay City, MI 48706

Phone:

989-501-6565

Email:

Tim27mary@aol.com

Occupation:

Real Estate

Employer:

SELF - Employed

Are you a resident of Bay County:

Yes

Please list your interests and qualifications for the BABHA Board:

I am the 2nd District County Commissioner

List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection:

As a Commissioner, I feel that it would be a great asset for the County Board to appoint me as their representative in the BABHA

Date Submitted:

2-14-23

Bay-Arenac Behavioral Health Authority (BABHA) Board Member Application Questionnaire

According to the Mental Health Code (1995, PA 290 MCL 330.1222) certain requirements and limitations are imposed on the composition of the community mental health board membership. Please respond to the following questions:

- | YES | NO | |
|---|-------------------------------------|--|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 1) I am 18 years of age or older (must be 18+) |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 2) I am a county commissioner (limit of 4 commissioners) |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 3) I am a state, county or local public official (limit of 6 officials serving in an elected or appointed public office or employed more than 20 hours/week by an agency of federal, state, city or local government) |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 4) I live in Bay County (must have primary residence in Bay County) |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 5) I am employed by the Michigan Department of Community Health |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 6) I am employed by BABHA |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 7) I am a party to a contract with community mental health or administering or benefitting financially from a contract with BABHA |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 8) I serve in a policy-making position with an agency under contract with BABHA |
| (If you checked yes to 5, 6, 7 or 8 you cannot be appointed to the BABHA Board) | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 9) I am/have been a primary consumer of mental health services. (primary consumer means an individual who has received or is receiving service from the Department of Community Health or a community mental health services program or services from the private sector equivalent to those offered by the Department of Community Health or community mental health services program. This means just about any mental health service you have ever received in your entire lifetime). |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 10) I am/have been a family member of a primary consumer (Family member means parent, step-parent, spouse, sibling, child or grandparent of a primary consumer or an individual upon whom a primary consumer is dependent for at least 50% of his or her financial support. Same service and timeframe criteria as primary consumer). |
| For items 9 and 10, 1/3 of the BABHA Board (4 members) must be primary consumers or family members and of that 1/3 at least 1/2 (2 members) shall be primary consumers. | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 11) I can be identified as a primary consumer and hereby grant permission to the BABHA Board to identify me as such when asked to do so. I waive only those rights under the Mental Health Code that are necessary to make this identification. |

Signature

Date

This release/waiver can be revoked at any time.

- | | | |
|-------------------------------------|--------------------------|---|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 12) I can be identified as a family member of a primary consumer and hereby grant permission to BABHA to identify me as such when asked to do so. |
|-------------------------------------|--------------------------|---|

Signature

Date

This release/waiver can be revoked at any time.



BAY COUNTY BOARD OF COMMISSIONERS

515 Center Avenue, Suite 405, Bay City, MI 48708-5125

(989) 895-4136 Fax – (989) 895-4226

VAUGHN J. BEGICK
CHAIRMAN
3RD DISTRICT

THOMAS M. HEREK
VICE CHAIRMAN
5TH DISTRICT

DENNIS R. POIRIER
SERGEANT AT ARMS
7TH DISTRICT

KATHY NIEMIEC
1ST DISTRICT

TIM BANASZAK
2ND DISTRICT

COLLEEN MAILLETTE
4TH DISTRICT

DENNIS R. POIRIER
7TH DISTRICT

LINDSEY ARSENAULT
BOARD COORDINATOR
(989) 895-4136
Arsenaultl@baycounty.net

COUNTY OF BAY

APPLICATION FOR APPOINTMENT TO:

Name Jerome Crete
Address 200 N. Powell Rd.
Essexville, MI 48732
Home Phone No. N/A Business or Cell No. 989-737-8808
Occupation retired
Employer N/A

Are you a resident of Bay County? yes

Are you a Veteran of any military branch of the United States government? NO

List your interests and qualifications for the above Board or Commission*

Run successful business (Ideal Party Store) for 42 years.
M.B.A. Central Michigan University
Board member Thumb Bank & Trust
Past President Dow Bay Area Family YMCA

List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection*

Past board member Bay Area Chamber of Commerce
Board member Michigan Independent Retailers Association

List membership on any other civic Boards and/or Committees* N/A

*Feel free to use additional paper if required.

Date submitted: 2-6-2023

Please return this form to:
Bay County Board of Commissioners
Fourth Floor
Bay County Building
515 Center Avenue
Bay City, MI 48708, or email to:
Arsenaultl@baycounty.net

Bay County Board of Commissioners

County of Bay Application for Appointment to Bay-Arenac Behavioral Health Authority (BABHA)

Name: Jerome Crete
Address: 200 N. Powell Rd. Essexville, MI. 48732
Phone: 989-737-8808
Email: jtcrite@yahoo.com
Occupation: retired
Employer: N/A
Are you a resident of Bay County: Yes

Please list your interests and qualifications for the BABHA Board:

Want to continue to give back to my community
I have extensive management & budgeting experience.
I have a Master's degree in Business Administration
I have managed and supervised countless employees

List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection:

I was born, raised and worked in Bay
County my entire career. I have extensive
knowledge of our community and would
love to serve and give back.

Date Submitted: 2-6-2023

Bay-Arenac Behavioral Health Authority (BABHA)
Board Member Application Questionnaire

Jerome Crete

According to the Mental Health Code (1995, PA 290 MCL 330.1222) certain requirements and limitations are imposed on the composition of the community mental health board membership. Please respond to the following questions:

- | YES | NO | |
|---|---------------|--|
| <u>X</u> | <u> </u> | 1) I am 18 years of age or older (must be 18+) |
| <u> </u> | <u>X</u> | 2) I am a county commissioner (limit of 4 commissioners) |
| <u> </u> | <u>X</u> | 3) I am a state, county or local public official (limit of 6 officials serving in an elected or appointed public office or employed more than 20 hours/week by an agency of federal, state, city or local government) |
| <u>X</u> | <u> </u> | 4) I live in Bay County (must have primary residence in Bay County) |
| <u> </u> | <u>X</u> | 5) I am employed by the Michigan Department of Community Health |
| <u> </u> | <u>X</u> | 6) I am employed by BABHA |
| <u> </u> | <u>X</u> | 7) I am a party to a contract with community mental health or administering or benefitting financially from a contract with BABHA |
| <u> </u> | <u>X</u> | 8) I serve in a policy-making position with an agency under contract with BABHA |
| (If you checked yes to 5, 6, 7 or 8 you cannot be appointed to the BABHA Board) | | |
| <u> </u> | <u>X</u> | 9) I am/have been a primary consumer of mental health services. (primary consumer means an individual who has received or is receiving service from the Department of Community Health or a community mental health services program or services from the private sector equivalent to those offered by the Department of Community Health or community mental health services program. This means just about any mental health service you have ever received in your entire lifetime). |
| <u> </u> | <u>X</u> | 10) I am/have been a family member of a primary consumer (Family member means parent, step-parent, spouse, sibling, child or grandparent of a primary consumer or an individual upon whom a primary consumer is dependent for at least 50% of his or her financial support. Same service and timeframe criteria as primary consumer). |
| For items 9 and 10, 1/3 of the BABHA Board (4 members) must be primary consumers or family members and of that 1/3 at least 1/2 (2 members) shall be primary consumers. | | |
| <u> </u> | <u>X</u> | 11) I can be identified as a primary consumer and hereby grant permission to the BABHA Board to identify me as such when asked to do so. I waive only those rights under the Mental Health Code that are necessary to make this identification. |

Signature

Date

This release/waiver can be revoked at any time.

- X 12) I can be identified as a family member of a primary consumer and hereby grant permission to BABHA to identify me as such when asked to do so.

Signature

Date

This release/waiver can be revoked at any time.



BAY COUNTY BOARD OF COMMISSIONERS

515 Center Avenue, Suite 405, Bay City, MI 48708-5125

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4TH DISTRICT

DENNIS R. POIRIER
7TH DISTRICT

LINDSEY ARSENAULT
BOARD COORDINATOR
(989) 895-4136
Arsenaultl@baycounty.net

COUNTY OF BAY

APPLICATION FOR APPOINTMENT TO:

Name BABHA
Dolores Kowalski-Meyer

Address 1349 West Cottage Grove
Linwood MI 48634

Home Phone No. cell 989 327 0244 Office 989 777 1040

Occupation Optometrist

Employer Special Needs Vision Clinic

Are you a resident of Bay County? Yes

Are you a Veteran of any military branch of the United States government? No

List your interests and qualifications for the above Board or Commission*

Am a lifelong resident of Bay County. I have
spent 40 years in the medical field - the
1st decade as a Registered Nurse & the last 30
years as an optometrist.

List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection*

As director of the Special
Needs Vision Clinic I work regularly with mentally
& physically handicapped persons and have
experience dealing with related state agencies
and regulations.

List membership on any other civic Boards and/or Committees* NA.

*Feel free to use additional paper if required.

Date submitted: 2/8/2023

Please return this form to:
Bay County Board of Commissioners
Fourth Floor
Bay County Building
515 Center Avenue
Bay City, MI 48708, or email to:
Arsenaultl@baycounty.net

Bay County Board of Commissioners

County of Bay Application for Appointment to Bay-Arenac Behavioral Health Authority (BABHA)

Name: Dolores Kowalski-Meier
Address: 1349 West Cottage Grove, Linwood
Phone: 989 327 0244
Email: SNVC@aol.com
Occupation: Optometrist
Employer: Special Needs Vision Clinic
Are you a resident of Bay County: Yes

Please list your interests and qualifications for the BABHA Board:

Am a lifelong resident of Bay County.
I have spent 40 years in the medical field -
the 1st decade as a Registered Nurse & the
last 30 yrs as an optometrist.

List any other information you feel would be pertinent in assisting the County Board of Commissioners
in their selection:

As director of the Special Needs Vision
Clinic I work regularly with mentally
& physically handicapped persons, and
have experience dealing with related
State agencies and regulations.

Date Submitted: 2/8/23

Bay-Arenac Behavioral Health Authority (BABHA) **Board Member Application Questionnaire**

According to the Mental Health Code (1995, PA 290 MCL 330.1222) certain requirements and limitations are imposed on the composition of the community mental health board membership. Please respond to the following questions:

- | YES | NO | |
|---------------|---------------|--|
| <u>X</u> | <u> </u> | 1) I am 18 years of age or older (must be 18+) |
| <u> </u> | <u>X</u> | 2) I am a county commissioner (limit of 4 commissioners) |
| <u> </u> | <u>X</u> | 3) I am a state, county or local public official (limit of 6 officials serving in an elected or appointed public office or employed more than 20 hours/week by an agency of federal, state, city or local government) |
| <u>X</u> | <u> </u> | 4) I live in Bay County (must have primary residence in Bay County) |
| <u> </u> | <u>X</u> | 5) I am employed by the Michigan Department of Community Health |
| <u> </u> | <u>X</u> | 6) I am employed by BABHA |
| <u> </u> | <u>X</u> | 7) I am a party to a contract with community mental health or administering or benefitting financially from a contract with BABHA |
| <u> </u> | <u>X</u> | 8) I serve in a policy-making position with an agency under contract with BABHA |
| | | (If you checked yes to 5, 6, 7 or 8 you cannot be appointed to the BABHA Board) |
| <u> </u> | <u>X</u> | 9) I am/have been a primary consumer of mental health services. (primary consumer means an individual who has received or is receiving service from the Department of Community Health or a community mental health services program or services from the private sector equivalent to those offered by the Department of Community Health or community mental health services program. This means just about any mental health service you have ever received in your entire lifetime). |
| <u> </u> | <u>X</u> | 10) I am/have been a family member of a primary consumer (Family member means parent, step-parent, spouse, sibling, child or grandparent of a primary consumer or an individual upon whom a primary consumer is dependent for at least 50% of his or her financial support. Same service and timeframe criteria as primary consumer). |
| | | For items 9 and 10, 1/3 of the BABHA Board (4 members) must be primary consumers or family members and of that 1/3 at least 1/2 (2 members) shall be primary consumers. |
| <u> </u> | <u>X</u> | 11) I can be identified as a primary consumer and hereby grant permission to the BABHA Board to identify me as such when asked to do so. I waive only those rights under the Mental Health Code that are necessary to make this identification. |

 Signature

 Date

This release/waiver can be revoked at any time.

- | | | |
|---------------|----------|---|
| <u> </u> | <u>X</u> | 12) I can be identified as a family member of a primary consumer and hereby grant permission to BABHA to identify me as such when asked to do so. |
|---------------|----------|---|

 Signature

 Date

This release/waiver can be revoked at any time.

February 16, 2023

Mr. Vaughn Begick, Chairman
Bay County Board of Commissioners
515 Center Avenue, Suite 405
Bay City, MI 48708

Dear Chairman Begick:

Please accept this correspondence as my request for re-appointment to the Bay Arenac Behavioral Health (BABH) Board of Directors. The required application is attached.

Bay Arenac Behavioral Health (BABH) serves a critical role in Bay and Arenac Counties for the residents with mental illness and developmental disabilities. BABH services ensure these individuals are able to participate in the community and live the highest quality of life possible.

I am actively involved in multiple aspects of the public mental health system as a board member. I have obtained my Boardworks certification through the Michigan Association of Community Mental Health Boards and previously served as one of the BABH representatives on the MidState Health Network (MSHN) Regional Board of Directors. In addition, I have firsthand experience and knowledge of the public health system as I was previously employed by a network provider and am an appointed guardian for my brother. For these reasons, I am a strong advocate for community mental health services. Furthermore, my knowledge of government processes gained through serving in local positions, as a Bay County Commissioner and a Township Trustee, has enhanced my ability to sustain community partnerships.

My experiences gained as a BABH Board member, my knowledge of community health as a result of my personal involvement, and my familiarity of local government make me an excellent candidate for reappointment to the BABH Board of Directors.

Your time and consideration of my reappointment is appreciated. I would like to offer my thanks to you and the Board of Commissioners.

Respectfully,

A handwritten signature in cursive script that reads "Colleen Maillette". The signature is written in dark ink and is positioned above the printed name and address.

Colleen Maillette
3123 Kirkwood Place
Bay City, MI 48706

Bay County Board of Commissioners

County of Bay Application for Appointment to Bay-Arenac Behavioral Health Authority (BABHA)

Name: Colleen Maillette
Address: 3123 Kirkwood Place
Phone: 989-798-2412
Email: maillettec@baycounty.net
Occupation: Realtor
Employer: Century 21 Signature Realty
Are you a resident of Bay County: yes

Please list your interests and qualifications for the BABHA Board:

Prior to my retirement in December 2022
I worked in the mental health field for
15 years advocating for people with disabilities
I am guardian to my sibling who is disabled
I have been very active in the mental
health field and serve on BABHA board now
and previously on Mid State Health Network.

List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection:

Currently I serve on The Bay Arenac Behavioral
Health board and serve as board
secretary. I am asking that you
reconsider me to continue to serve on
this board

Date Submitted: 2-16-2023

Bay-Arenac Behavioral Health Authority (BABHA) Board Member Application Questionnaire

According to the Mental Health Code (1995, PA 290 MCL 330.1222) certain requirements and limitations are imposed on the composition of the community mental health board membership. Please respond to the following questions:

- | YES | NO | |
|---|-------------------------------------|--|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 1) I am 18 years of age or older (must be 18+) |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 2) I am a county commissioner (limit of 4 commissioners) |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 3) I am a state, county or local public official (limit of 6 officials serving in an elected or appointed public office or employed more than 20 hours/week by an agency of federal, state, city or local government) |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 4) I live in Bay County (must have primary residence in Bay County) |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 5) I am employed by the Michigan Department of Community Health |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 6) I am employed by BABHA |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 7) I am a party to a contract with community mental health or administering or benefitting financially from a contract with BABHA |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 8) I serve in a policy-making position with an agency under contract with BABHA |
| (If you checked yes to 5, 6, 7 or 8 you cannot be appointed to the BABHA Board) | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 9) I am/have been a primary consumer of mental health services. (primary consumer means an individual who has received or is receiving service from the Department of Community Health or a community mental health services program or services from the private sector equivalent to those offered by the Department of Community Health or community mental health services program. This means just about any mental health service you have ever received in your entire lifetime). |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 10) I am/have been a family member of a primary consumer (Family member means parent, step-parent, spouse, sibling, child or grandparent of a primary consumer or an individual upon whom a primary consumer is dependent for at least 50% of his or her financial support. Same service and timeframe criteria as primary consumer). |
| For items 9 and 10, 1/3 of the BABHA Board (4 members) must be primary consumers or family members and of that 1/3 at least 1/2 (2 members) shall be primary consumers. | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 11) I can be identified as a primary consumer and hereby grant permission to the BABHA Board to identify me as such when asked to do so. I waive only those rights under the Mental Health Code that are necessary to make this identification. |

Signature

Date

This release/waiver can be revoked at any time.

- ☒ 12) I can be identified as a family member of a primary consumer and hereby grant permission to BABHA to identify me as such when asked to do so.


Signature

2-16-2023
Date

This release/waiver can be revoked at any time.

Application for Appointment to BABHA

postmaster@netsource-one.net <postmaster@netsource-one.net>

Sat 10/15/2022 3:19 PM

To: Deanne Berger <BergerD@baycounty.net>

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or on clicking links from unknown senders.

Name: Rick Mastroianni
Address: 100 Engelhardt Drive
CityStateZip: Michigan
Home Phone: 989-284-3927
Business Phone:: 989-778-1324
Occupation: OPT mental health/sub abuse
Employer: Self employed
Resident?: Yes
How Long?: 25 years
Interests: I have been working in the behavioral health field since 1998. I have worked for BABHA from 1998-2006. Nevada Rural Clinics 2007-2008. SCCMHA, 2008-2018.
Other: Private practice January 2021-present

Saginaw Health Suboxone Clinic, Saginaw, Michigan 48603
September 2018-December 2020
Outpatient Therapist Substance Abuse

Saginaw County Community Mental Health, Saginaw, Michigan 48602
December 2008-June 2018
Crisis Intervention Therapist

Healthsource, Saginaw, Michigan 48603
July 2008-December 2008
Inpatient Therapist

Nevada Rural Clinics. Pahrump, NV. 89048
January 2007-January 2008
Outpatient Mental Health Therapist

Bay-Arenac Behavioral Health. Bay City, MI 48708
July 1999- December 2006
Hospital/Court Liaison

Bay-Arenac Behavioral Health. Bay City, MI 48708
February 1998 -July 1999
Emergency Services Worker

EDUCATION:

University of Michigan School of Social Work, Ann Arbor, MI
M. S. W., August 1998
Major: Interpersonal Practice
Minor: Community Organization
School Social Work Certification

Saginaw Valley State University, University Center, MI
B. S. W., May 1996
Major: Social Work
Minor: Youth Services

Delta College, University Center, MI
A.A. Liberal Arts degree, December 1991

Publications:

Mastroianni, R (2001), Sexual Correctness in Academia. Sexuality and Culture An Interdisciplinary Quarterly, 5, (2), 87-90.

Mastroianni, R (1999), Student Experiences Harassment Problem FASE Focus Journal of the Foundation of Sexuality Equity 1, 9-11

Licenses:

License Master's Social Worker (LMSW) Clinical and Macro License
Certified Advanced Addiction Counselor (CAADC)

Email: rickmastro13@gmail.com

- 1): yes, I am 18 years of age or older (must be 18+)
- 2): no, I am a county commissioner (limit of 4 commissioners)
- 3): no, I am a state, county or local public official (limit of 6 officials serving in an elected or appointed public office or employed more than 20 hours/week by an agency of federal, state, city or local government)
- 4): yes, I live in Bay County (must have primary residence in Bay County)
- 5): no, I am employed by the Michigan Department of Community Health
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- 8): no, I serve in a policy-making position with an agency under contract with BABHA (If you checked yes to 5, 6, 7 or 8 you cannot be appointed to the BABHA Board)
- 9): no, I am/have been a primary consumer of mental health services.
(primary consumer means an individual who has received or is receiving service from the Department of Community Health or a community mental health services program or services from the private sector equivalent to those offered by the Department of Community Health or community mental health services program. This means just about any mental health service you have ever received in your entire lifetime).
- 10): no, I am/have been a family member of a primary consumer (Family member means parent, step-parent, spouse, sibling, child or grandparent of a primary consumer or an individual upon whom a primary consumer is dependent for at least 50% of his or her financial support. Same service and timeframe criteria as primary consumer).
- 11): no, I can be identified as a primary consumer and hereby grant permission

to the BABHA Board to identify me as such when asked to do so. I waive only those rights under the Mental Health Code that are necessary to make this identification.

- 12): no, I can be identified as a family member of a primary consumer and hereby grant permission to the BABHA Board to identify me as such when asked to do so.

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or on clicking links from unknown senders.

Name: Richard R Meeth

Address: 670 Rosselli Ct

CityStateZip: Bay City

Home Phone: 9894508178

Business

Phone::

Occupation: Teacher

Employer: Bay City Public Schools

Resident?: Yes

How Long?: 62 years

Interests: I am currently a member of the Bay-Arenac Behavioral Health Authority Board of Directors and I would like to continue tenure on the board. I have been a teacher in the Bay City Public Schools for 25 years and I have seen first the need for a good mental health system and the impact it has on children. I have served on the BABHA Board of Directors for the past two years and I have learned about how the authority operates. I have attended more than 90% of the meetings and I take my responsibility to the Board and our community seriously.

Other: I am committed to serving on the BABHA Board of Directors for another term. I understand the importance of this agency to its clients and our community and I will use the best of my abilities to serve as a Board of Director of this agency.

Email: meethr@gmail.com

1): yes, I am 18 years of age or older (must be 18+)

2): no, I am a county commissioner (limit of 4 commissioners)

3): no, I am a state, county or local public official (limit of 6 officials serving in an elected or appointed public office or employed more than 20 hours/week by an agency of federal, state, city or local government)

4): yes, I live in Bay County (must have primary residence in Bay County)

5): no, I am employed by the Michigan Department of Community Health

6): no, I am employed by BABHA

7): no, I am a party to a contract with community mental health or administering or benefitting financially from a contract with BABHA

8): no, I serve in a policy-making position with an agency under contract with BABHA (If you checked yes to 5, 6, 7 or 8 you cannot be appointed to the BABHA Board)

9): no, I am/have been a primary consumer of mental health services. (primary consumer means an individual who has received or is receiving service from the Department of Community Health or a community mental health services program or services from the private sector equivalent to those offered by the Department of Community Health or community mental health services program. This means just about any mental health service you have ever received in your entire lifetime).

10): no, I am/have been a family member of a primary consumer (Family member means parent, step-parent, spouse, sibling, child or grandparent of a primary consumer or an individual upon whom a primary consumer is dependent for at

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BAY COUNTY BOARD OF COMMISSIONERS

515 Center Avenue, Suite 405, Bay City, MI 48708-5125

(989) 895-4136 Fax – (989) 895-4226

VAUGHN J. BEGICK
CHAIRMAN
3RD DISTRICT

THOMAS M. HEREK
VICE CHAIRMAN
5TH DISTRICT

DENNIS R. POIRIER
SERGEANT AT ARMS
7TH DISTRICT

KATHY NIEMIEC
1ST DISTRICT

TIM BANASZAK
2ND DISTRICT

COLLEEN MAILLETTE
4TH DISTRICT

DENNIS R. POIRIER
7TH DISTRICT

LINDSEY ARSENAULT
BOARD COORDINATOR
(989) 895-4136
Arsenaultl@baycounty.net

COUNTY OF BAY

APPLICATION FOR APPOINTMENT TO:

Name Kathy Niemiec Bay-Arenac Behavioral Health Agency

Address 693 N. Carter Rd.
Linwood, MI 48634

Home Phone No. _____ Business or Cell No. (989) 697-5509

Occupation County Commissioner

Employer Bay County

Are you a resident of Bay County? YES

Are you a Veteran of any military branch of the United States government? No

List your interests and qualifications for the above Board or Commission*

I have a granddaughter with
some special needs, and
I am very interested in
helping our community to be
the very best it

List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection*

List membership on any other civic Boards and/or Committees* _____

*Feel free to use additional paper if required.

Date submitted: 2-21-2023

Please return this form to:
Bay County Board of Commissioners
Fourth Floor
Bay County Building
515 Center Avenue
Bay City, MI 48708, or email to:
Arsenaultl@baycounty.net

Bay-Arenac Behavioral Health Authority (BABHA) Board Member Application Questionnaire

According to the Mental Health Code (1995, PA 290 MCL 330.1222) certain requirements and limitations are imposed on the composition of the community mental health board membership. Please respond to the following questions:

- | YES | NO | |
|---|-------------------------------------|--|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 1) I am 18 years of age or older (must be 18+) |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 2) I am a county commissioner (limit of 4 commissioners) |
| <input type="checkbox"/> | <input type="checkbox"/> | 3) I am a state, county or local public official (limit of 6 officials serving in an elected or appointed public office or employed more than 20 hours/week by an agency of federal, state, city or local government) |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 4) I live in Bay County (must have primary residence in Bay County) |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 5) I am employed by the Michigan Department of Community Health |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 6) I am employed by BABHA |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 7) I am a party to a contract with community mental health or administering or benefitting financially from a contract with BABHA |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 8) I serve in a policy-making position with an agency under contract with BABHA |
| (If you checked yes to 5, 6, 7 or 8 you cannot be appointed to the BABHA Board) | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 9) I am/have been a primary consumer of mental health services. (primary consumer means an individual who has received or is receiving service from the Department of Community Health or a community mental health services program or services from the private sector equivalent to those offered by the Department of Community Health or community mental health services program. This means just about any mental health service you have ever received in your entire lifetime). |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 10) I am/have been a family member of a primary consumer (Family member means parent, step-parent, spouse, sibling, child or grandparent of a primary consumer or an individual upon whom a primary consumer is dependent for at least 50% of his or her financial support. Same service and timeframe criteria as primary consumer). |
| For items 9 and 10, 1/3 of the BABHA Board (4 members) must be primary consumers or family members and of that 1/3 at least 1/2 (2 members) shall be primary consumers. | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 11) I can be identified as a primary consumer and hereby grant permission to the BABHA Board to identify me as such when asked to do so. I waive only those rights under the Mental Health Code that are necessary to make this identification. |

Signature

Date

This release/waiver can be revoked at any time.

- | | | |
|-------------------------------------|--------------------------|---|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 12) I can be identified as a family member of a primary consumer and hereby grant permission to BABHA to identify me as such when asked to do so. |
|-------------------------------------|--------------------------|---|

Signature

Date

This release/waiver can be revoked at any time.

Bay County Board of Commissioners

County of Bay Application for Appointment to Bay-Arenac Behavioral Health Authority (BABHA)

Name: Kathy Niemiec
Address: 693 N. Carter Rd.
Phone: 989-697-5509
Email: niemieck@baycounty.net
Occupation: Commissioner
Employer: Bay County
Are you a resident of Bay County: YES

Please list your interests and qualifications for the BABHA Board:

Have granddaughter with special needs.
Want to help my community

List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection:

I enjoy being with people and
am an encourager.

Date Submitted: 2-21-2023

Application for Appointment to BABHA

postmaster@netsource-one.net <postmaster@netsource-one.net>

Mon 1/30/2023 9:33 AM

To: Lindsey Arsenault <ArsenaultL@baycounty.net>

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or on clicking links from unknown senders.

Name: Justin Peters

Address: 367 Old Orchard

CityStateZip: Essexville, MI 48732

Home Phone: 989-280-1369

Business

Phone::

Occupation: Retired

Employer: N/a

Resident?: Yes

How Long?: 47 years

Interests: I was previously a board member of BABH for 4 years and enjoyed my time there, helping out, and offering input on various matters addressed to the board.

Other: I've worked with the county for over 20 years, 4 years as a BABH board member also on various committees each month often times providing some out of the box thoughts on how to resolve certain issues that have come up. I have a good relationship with the current BABH CEO, staff as well has current board members.

Email: Comickey1@outlook.com

1): yes, I am 18 years of age or older (must be 18+)

2): no, I am a county commissioner (limit of 4 commissioners)

3): no, I am a state, county or local public official (limit of 6 officials serving in an elected or appointed public office or employed more than 20 hours/week by an agency of federal, state, city or local government)

4): yes, I live in Bay County (must have primary residence in Bay County)

5): no, I am employed by the Michigan Department of Community Health

6): no, I am employed by BABHA

7): no, I am a party to a contract with community mental health or administering or benefitting financially from a contract with BABHA

8): no, I serve in a policy-making position with an agency under contract with BABHA (If you checked yes to 5, 6, 7 or 8 you cannot be appointed to the BABHA Board)

9): yes, I am/have been a primary consumer of mental health services. (primary consumer means an individual who has received or is receiving service from the Department of Community Health or a community mental health services program or services from the private sector equivalent to those offered by the Department of Community Health or community mental health services program. This means just about any mental health service you have ever received in your entire lifetime).

- 10): yes, I am/have been a family member of a primary consumer (Family member means parent, step-parent, spouse, sibling, child or grandparent of a primary consumer or an individual upon whom a primary consumer is dependent for at least 50% of his or her financial support. Same service and timeframe criteria as primary consumer).
- 11): yes,I can be identified as a primary consumer and hereby grant permission to the BABHA Board to identify me as such when asked to do so. I waive only those rights under the Mental Health Code that are necessary to make this identification.
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BAY COUNTY BOARD OF COMMISSIONERS

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SERGEANT AT ARMS
7TH DISTRICT

KATHY NIEMIEC
1ST DISTRICT

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2ND DISTRICT

COLLEEN MAILLETTE
4TH DISTRICT

DENNIS R. POIRIER
7TH DISTRICT

LINDSEY ARSENAULT
BOARD COORDINATOR
(989) 895-4136
Arsenaultl@baycounty.net

COUNTY OF BAY

APPLICATION FOR APPOINTMENT TO:

Name Bay-Arenac Behavioral Health Authority
Marie Reese (Toni)

Address 350 Center dr. Pinconning twp.

Home Phone No. _____ Business or Cell No. 989-574-7563

Occupation Online Sales

Employer Self

Are you a resident of Bay County? yes

Are you a Veteran of any military branch of the United States government? No

List your interests and qualifications for the above Board or Commission*

I have worked in the past with Behavioral Health
I see a need for good support for consumers that are
in need of behavioral health services.

List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection*

My goal is to be a service to others in our
communities.

List membership on any other civic Boards and/or Committees* I am a member

of BCRP. I am a member of the Executive Committee
of the BCRP

*Feel free to use additional paper if required.

Date submitted: 2/8/23

Please return this form to:
Bay County Board of Commissioners
Fourth Floor
Bay County Building
515 Center Avenue
Bay City, MI 48708, or email to:
Arsenaultl@baycounty.net

Bay County Board of Commissioners

County of Bay Application for Appointment to Bay-Arenac Behavioral Health Authority (BABHA)

Name: Marie Reese (Toni)
Address: 350 Center dr. Pinconning twp.
Phone: 989-574-763
Email: tonireese0314@yahoo.com
Occupation: Online Sales
Employer: Self

Are you a resident of Bay County: Yes

Please list your interests and qualifications for the BABHA Board:

I have worked in the past with Behavioral Health. I see
a need for good support for Consumers that are in need
of behavioral health services.

List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection:

My goal is to be a service to others in our communities

Date Submitted: 2/8/23

Bay-Arenac Behavioral Health Authority (BABHA) **Board Member Application Questionnaire**

According to the Mental Health Code (1995, PA 290 MCL 330.1222) certain requirements and limitations are imposed on the composition of the community mental health board membership. Please respond to the following questions:

- | YES | NO | |
|---|---------------|--|
| <u> X </u> | <u> </u> | 1) I am 18 years of age or older (must be 18+) |
| <u> </u> | <u> X </u> | 2) I am a county commissioner (limit of 4 commissioners) |
| <u> </u> | <u> X </u> | 3) I am a state, county or local public official (limit of 6 officials serving in an elected or appointed public office or employed more than 20 hours/week by an agency of federal, state, city or local government) |
| <u> X </u> | <u> </u> | 4) I live in Bay County (must have primary residence in Bay County) |
| <u> </u> | <u> X </u> | 5) I am employed by the Michigan Department of Community Health |
| <u> </u> | <u> X </u> | 6) I am employed by BABHA |
| <u> </u> | <u> X </u> | 7) I am a party to a contract with community mental health or administering or benefitting financially from a contract with BABHA |
| <u> </u> | <u> X </u> | 8) I serve in a policy-making position with an agency under contract with BABHA |
| (If you checked yes to 5, 6, 7 or 8 you cannot be appointed to the BABHA Board) | | |
| <u> </u> | <u> X </u> | 9) I am/have been a primary consumer of mental health services. (primary consumer means an individual who has received or is receiving service from the Department of Community Health or a community mental health services program or services from the private sector equivalent to those offered by the Department of Community Health or community mental health services program. This means just about any mental health service you have ever received in your entire lifetime). |
| <u> </u> | <u> X </u> | 10) I am/have been a family member of a primary consumer (Family member means parent, step-parent, spouse, sibling, child or grandparent of a primary consumer or an individual upon whom a primary consumer is dependent for at least 50% of his or her financial support. Same service and timeframe criteria as primary consumer). |
| For items 9 and 10, 1/3 of the BABHA Board (4 members) must be primary consumers or family members and of that 1/3 at least 1/2 (2 members) shall be primary consumers. | | |
| <u> </u> | <u> X </u> | 11) I can be identified as a primary consumer and hereby grant permission to the BABHA Board to identify me as such when asked to do so. I waive only those rights under the Mental Health Code that are necessary to make this identification. |

Signature

Date

This release/waiver can be revoked at any time.

- | | | |
|---------------|--------------|---|
| <u> </u> | <u> X </u> | 12) I can be identified as a family member of a primary consumer and hereby grant permission to BABHA to identify me as such when asked to do so. |
|---------------|--------------|---|

Signature

Date

This release/waiver can be revoked at any time.

Bay County Board of Commissioners

County of Bay Application for Appointment to Bay-Arenac Behavioral Health Authority (BABHA)

Name: Thomas Ryder
Address: 6001 N. Hampton St Bay City, MI 48708
Phone: 989/860-8095
Email: tomryder51@yahoo.com
Occupation: Retired
Employer: _____

Are you a resident of Bay County: yes all my life

Please list your interests and qualifications for the BABHA Board:

I have served on the Board of BABH from April 2014 until
present. I currently serve on six of the seven committees of
BABH. I am the BABH representative on Bay County Pension
Board and Bay County VITA Board. I am one of two
representatives appointed by BABH to serve on the Mid-State
Health Network (BABHA parent organization).

List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection:

Date Submitted: 2/15/23

Bay-Arenac Behavioral Health Authority (BABHA) Board Member Application Questionnaire

According to the Mental Health Code (1995, PA 290 MCL 330.1222) certain requirements and limitations are imposed on the composition of the community mental health board membership. Please respond to the following questions:

- | YES | NO | |
|---|-------------------------------------|--|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 1) I am 18 years of age or older (must be 18+) |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 2) I am a county commissioner (limit of 4 commissioners) |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 3) I am a state, county or local public official (limit of 6 officials serving in an elected or appointed public office or employed more than 20 hours/week by an agency of federal, state, city or local government) |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 4) I live in Bay County (must have primary residence in Bay County) |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 5) I am employed by the Michigan Department of Community Health |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 6) I am employed by BABHA |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 7) I am a party to a contract with community mental health or administering or benefitting financially from a contract with BABHA |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 8) I serve in a policy-making position with an agency under contract with BABHA |
| (If you checked yes to 5, 6, 7 or 8 you cannot be appointed to the BABHA Board) | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 9) I am/have been a primary consumer of mental health services. (primary consumer means an individual who has received or is receiving service from the Department of Community Health or a community mental health services program or services from the private sector equivalent to those offered by the Department of Community Health or community mental health services program. This means just about any mental health service you have ever received in your entire lifetime). |
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| For items 9 and 10, 1/3 of the BABHA Board (4 members) must be primary consumers or family members and of that 1/3 at least 1/2 (2 members) shall be primary consumers. | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 11) I can be identified as a primary consumer and hereby grant permission to the BABHA Board to identify me as such when asked to do so. I waive only those rights under the Mental Health Code that are necessary to make this identification. |

Signature

Date

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- ☒ 12) I can be identified as a family member of a primary consumer and hereby grant permission to BABHA to identify me as such when asked to do so.

Signature

Date

This release/waiver can be revoked at any time.

Application for Appointment to BABHA

postmaster@netsource-one.net <postmaster@netsource-one.net>

Tue 2/28/2023 2:53 PM

To: Lindsey Arsenault <ArsenaultL@baycounty.net>

Name: Tammy L Schwerin
 Address: 545 S. Garfield Road
 CityStateZip: Linwood, Michigan 48634
 Home Phone: 9899809635
 Business Phone: 9896860525
 Occupation: Self-Employed/Manicurist
 Employer: Stylin' -N- Filin' Salon
 Resident?: Yes
 How Long?: 52 years
 Interests: Daily I work one on one with people. A lot of listening and understanding of what things being said is important to help or be able to guide someone to their next step. I have owned Stylin' -N- Filin' Salon for 20 years and have a passion to help people.
 Other: Being in the beauty industry, I have worked with many different people. My passion is to help when and where I can.
 Email: tammyschwerin@att.net
 1): yes, I am 18 years of age or older (must be 18+)
 2): no, I am a county commissioner (limit of 4 commissioners)
 3): no, I am a state, county or local public official (limit of 6 officials serving in an elected or appointed public office or employed more than 20 hours/week by an agency of federal, state, city or local government)
 4): yes, I live in Bay County (must have primary residence in Bay County)
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 6): no, I am employed by BABHA
 7): no, I am a party to a contract with community mental health or administering or benefitting financially from a contract with BABHA
 8): no, I serve in a policy-making position with an agency under contract with BABHA (If you checked yes to 5, 6, 7 or 8 you cannot be appointed to the BABHA Board)
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Application for Appointment to BABHA

postmaster@netsource-one.net <postmaster@netsource-one.net>

Wed 3/1/2023 9:55 AM

To: Lindsey Arsenault <ArsenaultL@baycounty.net>

Name: Sandy Shutt

Address: 5653 Stoney Creek Drive Cortland Farms

CityStateZip: City of Bay City, MI (Utility) (RT25373)

Home Phone: 19895452965

Business n/a

Phone::

Occupation: Registered Nurse-Retired

Employer: McLaren Bay - Retired

Resident?: Yes

How Long?: 64 yrs

Interests: As a health care professional, with over 40+ years of experience, I feel that I would bring additional resource information to this board. Additionally, I am certified in Healthcare Quality, which I would use to augment the current activities in this arena.

Other: As past DHHS Chair, we had discussion to enhance the relationship with BABH and I would want to see this continue. I have worked with multiple government agencies, including CMS on a national level to institute patient standards. I would be honored to complete the vacant 1 year term and am available to assume those duties immediately.

Email: sshutt922@gmail.com

1): yes, I am 18 years of age or older (must be 18+)

2): no, I am a county commissioner (limit of 4 commissioners)

3): no, I am a state, county or local public official (limit of 6 officials serving in an elected or appointed public office or employed more than 20 hours/week by an agency of federal, state, city or local government)

4): yes, I live in Bay County (must have primary residence in Bay County)

5): no, I am employed by the Michigan Department of Community Health

6): no, I am employed by BABHA

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8): no, I serve in a policy-making position with an agency under contract with BABHA (If you checked yes to 5, 6, 7 or 8 you cannot be appointed to the BABHA Board)

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Application for Appointment to BABHA

postmaster@netsource-one.net <postmaster@netsource-one.net>

Tue 2/21/2023 12:53 PM

To: Lindsey Arsenault <ArsenaultL@baycounty.net>

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or on clicking links from unknown senders.

Name: Brian Taylor

Address: 4031 Devonshire Dr

CityStateZip: Bay City, MI 48706

Home Phone: 989-5298042

Business

Phone: :

Occupation: Trustee

Employer: Bangor Charter Township

Resident?: Yes

How Long?: 45 years

Interests: I have worked in the nonprofit sector for over 20 years both in the school system and in the non-profit area. The most recent was the COO at SVRC Industries, a company specializing in vocational assistance for people with disabilities.

Other: I am currently a Trustee with Bangor Charter Township sitting on that board as well as the Election committee and Planning Commission.

Email: taylor112774@gmail.com

1): yes, I am 18 years of age or older (must be 18+)

2): no, I am a county commissioner (limit of 4 commissioners)

3): yes, I am a state, county or local public official (limit of 6 officials serving in an elected or appointed public office or employed more than 20 hours/week by an agency of federal, state, city or local government)

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9): no, I am/have been a primary consumer of mental health services. (primary consumer means an individual who has received or is receiving service from the Department of Community Health or a community mental health services program or services from the private sector equivalent to those offered by the Department of Community Health or community mental health services program. This means just about any mental health service you have ever received in your entire lifetime).

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of a primary consumer or an individual upon whom a primary consumer is dependent for at least 50% of his or her financial support. Same service and timeframe criteria as primary consumer).

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BEHAVIORAL HEALTH

Chief Executive Officer
Christopher Pinter

Board of Directors
Richard Byrne, Chairman
James Anderson, Vice-Chairman
Robert Pawlak, Treasurer
Colleen Maillette, Secretary
Connie Barber
Chris Girard
Ernie Krygier
Robert Luce
Patrick McFarland
Richard Meeth
Sally Mrozinski
Thomas Ryder

Board Administration
Behavioral Health Center
201 Mulholland
Bay City, MI 48708
800-448-5498 Access Center
989-895-2300 Business

Arenac Center
PO Box 1188
1000 W. Cedar
Standish, MI 48658

North Bay
1961 E. Parish Road
Kawkawlin, MI 48631

William B. Cammin Clinic
1010 N. Madison
Bay City, MI 48708

Wirt Building
909 Washington Ave.
Bay City, MI 48708

www.babha.org

March 14, 2023

Bay County Board of Commissioners
515 Center Avenue, Suite 405
Bay City, MI 48708

Dear Bay County Board of Commisisoners:

On March 31, 2023, four (4) Bay County appointments on the Bay Arenac Behavioral Health Authority (BABH) Board of Directors will expire. These four (4) positions each have a three year term commencing April 1, 2023 and expiring on March 31, 2026.

In addition, there is one (1) vacant Bay County BABH appointment resulting from a previous resignation. This position is to fill a partial uexpired term commencing immediately at appointment and expiring March 31, 2024.

The BABH Nominations Committee met on March 13, 2023 to review the applications received by the Bay County Board of Commissioners. This included a review of the fourteen (14) applications that were received against the board composition requirements of Section 330.1222 of the Michigan Mental Health Code (MHC), Public Act 258 of 1974, as amended.

All of the applicants are eligible for appointment. However, the MHC also includes limitations on board composition for county commissioners and public officials. As a result, no more than (3) of the (5) appointments under consideration by the Bay County Board in 2023 can be a county commissioner or a public official. This limitation is necessary to ensure that the BABH Authority Board remains in compliance with the board composition requirements under state law.

A report from the BABH Nomination Committee is attached for the consideration by the Bay County Board of Commissioners.

Thank you for your attention to this matter. Please contact me at (989) 895-2348 if you have any questions.

Respectfully,

A handwritten signature in blue ink that reads "Sara K. McRae".

Sara K. McRae
Executive Assistant to the CEO



**Nomination Committee Report
March 14, 2023**

Qualifying Applicants for Membership on the BABH Board of Directors

1. Please appoint four (4) applicants each with a three-year term commencing April 1, 2023 and expiring March 31, 2026
2. Please appoint one (1) applicant with a partial unexpired term commencing immediately and expiring March 31, 2024

Please note that no more than (3) of the (5) total appointments for 2023 can be a public official

James Anderson (Incumbent)
Tim Banaszak (Note: Public Official)
Jerome Crete
Dolores Kowalski-Meier
Colleen Maillette (Incumbent) (Note: Public Official)
Rick Mastroianni
Richard Meeth (Incumbent)
Kathy Niemiec (Note: Public Official)
Justin Peters
Marie (Toni) Reese
Tom Ryder (Incumbent)
Tammy Schwerin
Sandy Shutt
Brian Taylor (Note: Public Official)

MENTAL HEALTH CODE (EXCERPT)
Act 258 of 1974

CHAPTER 1
DEPARTMENT OF MENTAL HEALTH

330.1100b Definitions; F to N.

Sec. 100b. (3) "Family member" means a parent, stepparent, spouse, sibling, child, or grandparent of a primary consumer, or an individual upon whom a primary consumer is dependent for at least 50% of his or her financial support.

330.1100c Definitions; P to R.

Sec. 100c. (5) "Primary consumer" means an individual who has received or is receiving services from the department or a community mental health services program or services from the private sector equivalent to those offered by the department or a community mental health services program.

330.1100d Definitions; S to W.

Sec. 100d. (1) "Service" means a mental health service or a substance use disorder service.

330.1222 Board; composition; residence of members; exclusions; approval of contract; exception; size of board in excess of MCL 330.1212; compliance.

Sec. 222. (1) The composition of a community mental health services board shall be representative of providers of mental health services, recipients or primary consumers of mental health services, agencies and occupations having a working involvement with mental health services, and the general public.

At least 1/3 of the membership shall be primary consumers or family members, and of that 1/3 at least 1/2 of those members shall be primary consumers.

All board members shall be 18 years of age or older.

(2) Not more than 4 members of a board may be county commissioners, except that if a board represents 5 or more counties, the number of county commissioners who may serve on the board may equal the number of counties represented on the board, and the total of 12 board memberships shall be increased by the number of county commissioners serving on the board that exceeds 4. In addition to an increase in board memberships related to the number of county commissioners serving on a board that represents 5 or more counties, board memberships may also be expanded to more than the total of 12 to ensure that each county is entitled to at least 2 board memberships, which may include county commissioners from that county who are members of the board if the board represents 5 or more counties. Not more than 1/2 of the total board members may be state, county, or local public officials. For purposes of this section, public officials are defined as individuals serving in an elected or appointed public office or employed more than 20 hours per week by an agency of federal, state, city, or local government.

(3) A board member shall have his or her primary place of residence in the county he or she represents.

(4) An individual shall not be appointed to and shall not serve on a board if he or she is 1 or more of the following:

(a) Employed by the department or the community mental health services program.

(b) A party to a contract with the community mental health services program or administering or benefiting financially from a contract with the community mental health services program, except for a party to a contract between a community mental health services program and a regional entity or a separate legal or an administrative entity created by 2 or more community mental health services programs under the urban cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to 124.512, or under 1967 (Ex Sess) PA 8, MCL 124.531 to 124.536.

(c) Serving in a policy-making position with an agency under contract with the community mental health services program, except for an individual serving in a policy-making position with a joint board or commission established under 1967 (Ex Sess) PA 8, MCL 124.531 to 124.536, or a regional entity to provide community mental health services.

(5) If a board member is an employee or independent contractor in other than a policy-making position with an agency with which the board is considering entering into a contract, the contract shall not be approved unless all of the following requirements are met:

(a) The board member shall promptly disclose his or her interest in the contract to the board.

(b) The contract shall be approved by a vote of not less than 2/3 of the membership of the board in an open meeting without the vote of the board member in question.

(c) The official minutes of the meeting at which the contract is approved contains the details of the contract including, but not limited to, names of all parties and the terms of the contract and the nature of the board member's interest in the contract.

(6) Subsection (5) does not apply to a board member who is an employee or independent contractor in other than a policy-making position with a joint board or commission established under 1967 (Ex Sess) PA 8, MCL 124.531 to 124.536, a separate legal or administrative entity established under the urban cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to 124.512, a combination of municipal corporations joined under 1951 PA 35, MCL 124.1 to 124.13, or a regional entity to provide community mental health services.

(7) In order to meet the requirement under subsection (1) related to the appointment of primary consumers and family members without terminating the appointment of a board member serving on March 28, 1996, the size of a board may exceed the size prescribed in section 212. A board that is different in size than that prescribed in section 212 shall be brought into compliance within 3 years after the appointment of the additional board members.

330.1224 Board; terms of members; vacancy; removal from office; compensation; expenses.

Sec. 224. The term of office of a board member shall be 3 years from April 1 of the year of appointment, except that of the members first appointed, 4 shall be appointed for a term of 1 year, 4 for 2 years, and 4 for 3 years. A vacancy shall be filled for an unexpired term in the same manner as an original appointment. A board member may be removed from office by the appointing board of commissioners for neglect of official duty or misconduct in office after being given a written statement of reasons and an opportunity to be heard on the removal. A board member shall be paid a per diem no larger than the highest per diem for members of other county advisory boards set by the county board of commissioners and be reimbursed for necessary travel expenses for each meeting attended. The mileage expense fixed by the county board of commissioners shall not exceed the mileage reimbursement as determined by the state officers compensation commission. A board member shall not receive more than 1 per diem payment per day regardless of the number of meetings scheduled by the board for that day.

History: 1974, Act 258, Eff. Aug. 6, 1975;—Am. 1980, Act 423, Eff. Mar. 31, 1981;—Am. 1990, Act 263, Imd. Eff. Oct. 15, 1990;—Am. 1995, Act 290, Eff. Mar. 28, 1996;—Am. 2014, Act 200, Imd. Eff. June 24, 2014.



BAY COUNTY BOARD OF COMMISSIONERS

515 Center Avenue, Suite 405, Bay City, MI 48708-5125

(989) 895-4136 Fax – (989) 895-4226

VAUGHN J. BEGICK
CHAIRMAN
3RD DISTRICT

THOMAS M. HEREK
VICE CHAIRMAN
5TH DISTRICT

DENNIS R. POIRIER
SERGEANT AT ARMS
7TH DISTRICT

KATHY NIEMIEC
1ST DISTRICT

TIM BANASZAK
2ND DISTRICT

COLLEEN MAILLETTE
4TH DISTRICT

DENNIS R. POIRIER
7TH DISTRICT

LINDSEY ARSENAULT
BOARD COORDINATOR
(989) 895-4136
Arsenaultl@baycounty.net

COUNTY OF BAY

APPLICATION FOR APPOINTMENT TO:

Name Region VII Division on Aging Advisory Council
Melvin McNally 1-24-23

Address 2081 Fraser Road
Kawkawlin, MI 48631

Home Phone No. 717-6454 Business or Cell No. 989-684-1055

Occupation Retired

Employer Dow Chemical

Are you a resident of Bay County? All My Life

Are you a Veteran of any military branch of the United States government? NO

List your interests and qualifications for the above Board or Commission*

Handy High School - Delta College
four years School for Dow Chemical

List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection*

Region VII I go to 6 meal sites in Bay
County and report to Regional meetings,
I have time and enjoy helping seniors.

List membership on any other civic Boards and/or Committees* _____

Kawkawlin Township Board, Bay Metro Transit Board
Bay County Roads Committee & Executive Board

*Feel free to use additional paper if required.

Date submitted: 1-24-23

Melvin McNally

Please return this form to:

Bay County Board of Commissioners
Fourth Floor

Bay County Building

515 Center Avenue

Bay City, MI 48708, or email to:

Arsenaultl@baycounty.net



REGION VII AREA AGENCY ON AGING

WILLIAM SANDERS, CHAIR

BOB BROWN, EXECUTIVE DIRECTOR

January 9, 2023

Tom M. Herek, Chairperson
Bay County Board of Commissioners
515 Center Ave. Suite 405
Bay City, MI 48708

Dear Chairman Herek:

The term of your current delegate on Region VII Area Agency on Aging's Advisory Council expires March 31, 2023. The By-Laws of the Advisory Council have no limitation on the number of terms an individual can serve; therefore you may nominate your current delegate, Melvin McNally, or another individual. The role and purpose of the Advisory Council is to provide consumer input to the Area Agency. The AAA recommends the nomination of an individual who reflects one or more of the following:

- Age 60 or older
- Older Person of great social or economic need
- Represents handicapped or minority older persons
- Active in the community and will be an advocate on behalf of older persons
- Interested and committed to learning all aspects of the program and have the willingness to invest their time in accomplishing region- wide objectives
- Willing to study issues affecting seniors of the region and advise the Board of Directors of the Area Agency for action
- Local Elected officials

Two preferred areas where individuals are needed for consumer input if you have a nominee who is qualified, are the following:

- Represents health care and/ or veteran's organizations
- Represents social service and/ or nutrition providers

We would appreciate your prompt attention to this matter and request your commissioners make this appointment for the new term ending **March 31, 2023**.

If you have any questions, please feel free to contact me at 989-893-4506 or at gillesj@region7aaa.org.

Sincerely,

DocuSigned by:

9893F98C7C63428...

Jackie Gilles

Contract Manager

cc: Katie Zanotti, County Clerk

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 21, 2023

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (3/7/2023)
WHEREAS, On May 17, 2022, Bay County adopted Resolution No. 2022-105 appropriating \$1,000,000 of ARPA Funds for the Bay County Household Assistance Program (HAP); and
WHEREAS, The eligible HAP applications have been funded to date; and
WHEREAS, A balance in ARPA funds remains; Therefore, Be It
RESOLVED That the Bay County Board of Commissioners hereby closes the HAP to any further applications for assistance effective April 15, 2023, at 5:00 P.M.; Be It Further
RESOLVED That the Chairman of the Board is authorized to execute any documentation required for the discontinuance of the Bay County HAP following Finance and Corporation Counsel review and approval; Be It Further
RESOLVED That all timely applications will be processed; Be It Finally
RESOLVED That related budget adjustments, if required, are approved.

TIM BANASZAK, CHAIR
 AND COMMITTEE

ARPA Funding - Discontinuance of the Bay County Household Assistance Program (HAP)

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				COLLEEN M. MAILLETTE				DENNIS R. POIRIER			
TIM BANASZAK				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS___ NAYS___ EXCUSED___

VOICE: YEAS___ NAYS___ EXCUSED___

DISPOSITION: ADOPTED___ DEFEATED___ WITHDRAWN-___

AMENDED___ CORRECTED___ REFERRED___ NO ACTION TAKEN___

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 21, 2023

RESOLUTION

- BY:** WAYS AND MEANS COMMITTEE (3/7/2023)
- WHEREAS,** The Bay County Sheriff's Office is requesting to apply and accept the Bay County Community Partnership Grant for the Spring 2023 Program with the intent to utilize the grant funding to purchase a drone with DJI Mavic 3T with combo kit and necessary accessories needed for prolonged flight; and
- WHEREAS,** The Bay County Sheriff's Office has several different roles with one of the most important being search and rescue and where with this specific drone with FLIR (forward looking infrared) camera would be the best suited for the job; and
- WHEREAS,** Although drones are currently being utilized, none of them have a FLIR camera that allows the Sheriff's Office to see heat signatures much easier than that of a standard camera; and
- WHEREAS,** The total cost of drone plus kit is \$6,657.00 and the Bay County Community Partnership Grant would pay for half the cost, \$3,328.50, with the balance of the funding coming from the Sheriff's 2023 budget; Therefore, Be It
- RESOLVED** That the Bay County Board of Commissioners authorizes submittal of the 2023 Bay County Community Partnership Grant and the Chairman of the Board authorized to execute grant application documents on behalf of Bay County (Sheriff) following Finance and Corporation Counsel review and approval; Be It Further
- RESOLVED** That, upon approval of grant funding, the Chairman of the Board is authorized to sign all grant acceptance documents on behalf of Bay County (Sheriff) following Finance and Corporation Counsel review and approval; Be It Further
- RESOLVED** That the grant applicant/recipient departments are required to work simultaneously with the Finance Department whose staff will provide financial oversight of said grant; Be It Further
- RESOLVED** That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will be not absorbed by the County; Be It Finally
- RESOLVED** That related budget adjustments, if required, are approved.

**TIM BANASZAK, CHAIR
AND COMMITTEE**

Sheriff – Bay County Community Partnership Grant for Drone Plus Kit – FY 2023

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				COLLEEN M. MAILLETTE				DENNIS R. POIRIER			
TIM BANASZAK				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS____ NAYS____ EXCUSED____

VOICE: YEAS____ NAYS____ EXCUSED____

DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN-____

AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 21, 2023

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (3/7/2023)

WHEREAS, The WIC Manager has been approved by Michigan Department of Health and Human Services WIC Division to attend the 2023 National WIC Conference being held May 1-4 in San Diego, California; and

WHEREAS, The National WIC Conference is the leading conference in the country for the Women, Infant and Children Program; and

WHEREAS, The National WIC Conference provides pertinent USDA program updates, latest trends and best practices in research and evaluations, technological and program integrity innovations for the direction of WIC's future, and in addition, there is special focus on health equity, diversity, and inclusion with the WIC program; and

WHEREAS, The expenses have been approved and will be covered by WIC program grant funding with no use of general funds necessary; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the travel request as outlined for the 2023 National WIC Conference; Be It Further

RESOLVED That related budget adjustments, if required, are approved.

TIM BANASZAK, CHAIR
AND COMMITTEE

Health Dept. - Travel Request for 2023 WIC Conference

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				COLLEEN M. MAILLETTE				DENNIS R. POIRIER			
TIM BANASZAK				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS ____ NAYS ____ EXCUSED ____

VOICE: YEAS ____ NAYS ____ EXCUSED ____

DISPOSITION: ADOPTED ____ DEFEATED ____ WITHDRAWN-____

AMENDED ____ CORRECTED ____ REFERRED ____ NO ACTION TAKEN ____

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 21, 2023

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (3/7/2023)

WHEREAS, The Bay County Community Center Pool opened in the early 1970's and, for 50 years, it served as a place where children and families could make memories, learn to swim, beat the heat and so much more; and

WHEREAS, Recreational opportunities are a valuable part of our community and providing recreational service to Bay County's citizens is an honor; and

WHEREAS, The Bay County Community Center Pool has served our community well for the last 50 years, however, as an aging outdoor pool in the State of Michigan with an original structure and original mechanical components, the Community Center pool has unfortunately come to the end of its lifecycle; and

WHEREAS, The Community Center pool is now experiencing mechanical issues, structural issues, maintenance difficulties, supply shortages, lifeguard staffing shortages, as well as very low usage; and

WHEREAS, Due to the climate we live in, the Community Center pool can only serve the community 8-9 weeks a year and, in 2022, the pool was not open to the public due to lifeguard staffing shortages. The pool closed in 2020 due to the Covid pandemic; and

WHEREAS, For many years usage of the Community Center pool has been at an all-time low and, in the last 12 years, there have been many days where only 10-20 public swimmers utilized the pool; and

WHEREAS, The Bay County Board of Commissioners considered closure of the pool in 2009 but ultimately decided to keep the pool going as long as feasible without any financial investment to elongate usage of this asset due to the community concern of closure; and

WHEREAS, A pool company has been consulted and budget estimates to repair the pool structure would be upwards of 2 million dollars not including the mechanical side. Complete replacement of the pool is estimated between 5-6 million dollars; and

WHEREAS, At this time, Administration recommends closing the pool due to the extremely low usage, financial constraints, staffing issues, but ultimately significant and costly mechanical and structural issues; and

WHEREAS, With funds that are already budgeted for the pool's operation in 2023, Bay County Buildings & Grounds staff could remove and fill-in the pool utilizing the current budget of the pool and, in the future, Administration will explore other outdoor recreational opportunities for that space that would benefit our community and coincide with Bay County's programming; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the closure of the Bay County Community Center Pool and approves all required budget adjustments to move budgeted funds in the Community Center pool budget to appropriate expense line items for removal of the Community Center Pool; Be It Finally

RESOLVED That the Chairman of the Board is authorized to sign required documents to allow for bids to be released, if necessary, for removal of the Community Center pool, per policy, following Finance and Corporation Counsel review and approval.

TIM BANASZAK, CHAIR
AND COMMITTEE

Recreation & Facilities – Community Center Pool Closure

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				COLLEEN M. MAILLETTE				DENNIS R. POIRIER			
TIM BANASZAK				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN- _____

AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 21, 2023

RESOLUTION

- BY:** WAYS AND MEANS COMMITTEE (3/7/2023)
- WHEREAS,** Bay County's risk management insurance provider, Michigan Municipal Risk Management Authority (MMRMA) has created the RECTify Cybersecurity Vulnerabilities Grant that serves to underscore the priority MMRMA places upon providing resources to members beyond cybersecurity coverage, and to address cybersecurity emerging and ongoing threats; and
- WHEREAS,** Bay County has an opportunity to apply for the RECTify Grant; and
- WHEREAS,** This grant is important for all MMRMA members as MMRMA earmarks funds to members to remediate and solve cybersecurity issues and, as threats continue and grow, Bay County will benefit from participating in any grant opportunities available; and
- WHEREAS,** One of the ways to enhance the security posture of Bay County's infrastructure is to use advanced filtering that will allow for additional filtering and protection from emerging threats and visibility for Internet access across all network devices and users; and
- WHEREAS,** Port53 is a Cisco partner providing support and services working directly with Cisco products; and
- WHEREAS** Cisco Umbrella provides visibility and protection everywhere, blocks malware, enforces content web filtering, and protects users on and off the network on Bay County issued equipment and the advanced application layer filtering allows for additional protection to enhance existing security protocols; and
- WHEREAS,** Key features of Umbrella include block domains associated with phishing, malware, botnets and other high-risk categories, prevent web and non-web callbacks from compromised systems and use of the investigate web console for interactive threat intel access, it will also work in partner with Bay County's firewalls; and
- WHEREAS** SecureX is a platform by Cisco which works with Umbrella to allow for content and incident tracking and any incidents that may arise can be easily tracked and managed using SecureX; and
- WHEREAS,** Information Systems Division is seeking approval to enter into an agreement with Cisco and Port53 for cloud security managed services and any cost related to Cisco Umbrella, SecureX and Port53 are available in the Information Systems Division budget; grant funds awarded from the RECTify Grant will be used to counter any costs incurred with the new security systems; Therefore, Be It
- RESOLVED** That the Bay County Board of Commissioners authorizes submittal of the RECTify Cybersecurity Vulnerabilities Grant through MMRMA and further authorizes the Chairman of the Board to execute grant application documents on behalf of Bay County (Information Systems Division) following Finance and Corporation Counsel review and approval; Be It Further
- RESOLVED** That, upon approval of grant funding, the Chairman of the Board is authorized to sign all grant acceptance documents and all documents with Port53 and Cisco relating to the SexureX security platform with Cisco Umbrella on behalf of Bay County (Information

Systems Division) following Finance and Corporation Counsel review and approval; Be It Further

RESOLVED That the grant applicant/recipient departments are required to work simultaneously with the Finance Department whose staff will provide financial oversight of said grant; Be It Further

RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will be not absorbed by the County; Be It Finally

RESOLVED That related budget adjustments, if required, are approved.

**TIM BANASZAK, CHAIR
AND COMMITTEE**

ISD/Finance – MMRMA RECTify Cybersecurity Vulnerabilities Grant – Cisco Umbrella, SecureX and Port53

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				COLLEEN M. MAILLETTE				DENNIS R. POIRIER			
TIM BANASZAK				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS____ NAYS____ EXCUSED____

VOICE: YEAS____ NAYS____ EXCUSED____

DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN-____

AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 21, 2023

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (3/7/2023)

RESOLVED That the Bay County Board of Commissioners hereby approves the claims against the County as follows:

ACCOUNTS PAYABLE:

2/8/2023	\$ 195,496.42
2/8/2023	\$ 334,695.96
2/15/2023	\$ 291,186.18
2/22/2023	\$ 215,522.21
3/1/2023	\$ 182,643.75

TIM BANASZAK, CHAIR
AND COMMITTEE

Payables

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				COLLEEN M. MAILLETTE				DENNIS R. POIRIER			
TIM BANASZAK				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS____ NAYS____ EXCUSED____

VOICE: YEAS____ NAYS____ EXCUSED____

DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN-____

AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 21, 2023

RESOLUTION

- BY:** PERSONNEL/HUMAN SERVICES COMMITTEE (3/14/2023)
- WHEREAS,** In 2013, Bay County leased Euclid Linear Park to the Saginaw Basin Land Conservancy (SBLC). It was then rebranded as Discovery Preserve; and
- WHEREAS,** Maintenance and upkeep responsibilities of the park were taken over by SBLC who made vast improvements such as the addition of a nature playground, spotting scope, native plantings, and a Chippewa Nature Center Pavilion among other things; and
- WHEREAS,** The current real estate Lease of this property expires in June of 2023. This project has proven to be mutually beneficial as Bay County has realized savings from SBLC handling maintenance costs as outlined in the contract for the last 10 years; and
- WHEREAS,** It is recommended that a 10-year Partnership Agreement be approved that would include in-kind labor for certain improvement projects where it is feasible and appropriate for Bay County staff to assist, i.e. a pond improvement where Buildings and Grounds staff could man the large equipment, as appropriate, but no county funds would be used in the project; Therefore, Be It
- RESOLVED** That the Bay County Board of Commissioners approves a 10-year Partnership Agreement with the Saginaw Basin Land Conservancy for operation and upkeep of what is now known as Discovery Preserve; Be It Further
- RESOLVED** That the Chairman of the Board is authorized to execute said Partnership Agreement and related documents on behalf of Bay County following Corporation Counsel review and approval; Be It Finally
- RESOLVED** That related budget adjustments, if required, are approved.

KATHY NIEMIEC, CHAIR
AND COMMITTEE

Recreation and Facilities – 2023 Discovery Preserve Partnership Agreement (10 Years)

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				COLLEEN M. MAILLETTE				DENNIS R. POIRIER			
TIM BANASZAK				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS ____ NAYS ____ EXCUSED ____

VOICE: YEAS ____ NAYS ____ EXCUSED ____

DISPOSITION: ADOPTED ____ DEFEATED ____ WITHDRAWN ____

AMENDED ____ CORRECTED ____ REFERRED ____ NO ACTION TAKEN ____

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 21, 2023

RESOLUTION

BY: PERSONNEL/HUMAN SERVICES COMMITTEE (3/14/2023)

RESOLVED By the Bay County Board of Commissioners that concurrence is given to post/advertise/fill the following full time/part time/temporary/seasonal or co-op positions/vacancies/new positions, monies for said positions to come from the respective departmental budgets:

I. VACANCIES (BUDGETED)

- a. 9-1-1 Central Dispatch: Dispatcher (full time; \$17.80/hr. entry)
- b. Department on Aging:
 - 1. In-Home Service Worker (part-time; \$12.02/hr. entry (TS03) to \$12.89/hr (TS04)
 - 2. Respite Care Worker (part-time; \$11.11/hr. entry)
- c. Community Center: Attendant/Custodian (part-time; \$12.89/hr. entry)
- d. Buildings & Grounds: Carpenter/General Maintenance III (full-time; \$18.47/hr. entry without Builder's license or \$20.39/hr. entry with Builder's license)
- e. Sheriff: Billing Clerk II (full-time; \$15.28/hr. entry)
- f. Finance: Combine two part-time Staff Accounts into one full-time Staff Accountant (full-time; \$27.68/hr. entry)

RESOLVED That authorization is granted to post/fill vacancies resulting from moves within a department whereby a Board approved vacancy was filled from staff within the department creating another vacancy in the same department, monies for said positions to come from the respective departmental budgets; Be It Further

RESOLVED That in the event individuals hired to fill approved vacancies prove to be unqualified or no longer want the position, the Personnel Director is authorized to post/fill the previously approved vacancy within a 60 day time period; Be It Further

RESOLVED That budget adjustments, if required, are approved; Be It Further

RESOLVED That it is clearly understood that any positions funded through a grant shall be terminated or hours reduced if grant funding is terminated or reduced.

KATHY NIEMIEC, CHAIR
AND COMMITTEE

Vacancies – March

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				COLLEEN M. MAILLETTE				DENNIS R. POIRIER			
TIM BANASZAK				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS ____ NAYS ____ EXCUSED ____

VOICE: YEAS ____ NAYS ____ EXCUSED ____

DISPOSITION: ADOPTED ____ DEFEATED ____ WITHDRAWN- ____

AMENDED ____ CORRECTED ____ REFERRED ____ NO ACTION TAKEN ____

CORPORATION COUNSEL



BAY COUNTY

Amber Davis-Johnson, Corporation Counsel
johnsona@baycounty.net

JAMES A. BARCIA
County Executive

Heather Brady Pitcher, Assistant Corporation Counsel
pitcherh@baycounty.net

Tel: (989) 895-4131
Fax: (989) 895-2094

To: Vaughn Beqick, Board Chair, Bay County Board of Commissioners
From: Heather Brady Pitcher, Assistant Corporation Counsel
Date: March 9, 2023
Re: Resolution Authorizing the Bay County Board of Commissioners to Execute Settlement Documents for the Global Opioid Litigation

Background Information

In 2017, Bay County filed a lawsuit in the United States District Court to address the public nuisance that is the Opioid Epidemic against defendants Janssen Pharmaceuticals, Inc., Amerisource Bergen Corp., Cardinal Health, Inc., and McKesson Corporation.

The lawsuit was subsequently transferred to the United States District Court in the Northern District of Ohio and centralized as part of *In re National Prescription Opiate Litigation*, MDL 2804. Our retained outside legal counsel, Motley Rice has assisted Bay County and the other plaintiffs in navigating this global litigation.

In 2021, a \$26 billion nationwide settlement was reached to resolve all opioids litigation brought by states and local political subdivisions against the three largest pharmaceutical distributors: McKesson, Cardinal Health and AmerisourceBergen ("Distributors"), and manufacturer Janssen Pharmaceuticals, Inc. and its parent company Johnson & Johnson (collectively, "J&J").

The State of Michigan is slated to receive nearly \$800 million over 18 years from that lawsuit. The national agreement also requires significant industry changes that will help prevent this type of crisis from ever happening again. In 2021, Bay County, along with all 83 Michigan counties, executed the state-subdivision agreement with the State of Michigan setting forth the distribution allocation of the opioid settlement funds in the lawsuit against the Distributors, and manufacturer Janssen Pharmaceuticals, Inc., and its parent company J&J.

Bay County's early participation in that lawsuit resulted in an increased allocation of the settlement proceeds and Bay County is scheduled to receive 3.6 million in settlement payments over the years. Recently, Bay County received \$700,000 in settlement proceeds. The use of these settlement funds is restricted for such purposes as opioid abatement, education, and treatment. Accordingly, Bay County can use these proceeds to broaden access to naloxone and

medications to treat the opioid disorder, improve treatment in the jail, enrich prevention strategies, and expand harm reduction programs.

There are several other pending opioid lawsuits against additional pharmaceutical companies and manufacturers. Due to Bay County's participation in the earlier distributor opioid litigation, Bay County was included as a Plaintiff in these additional lawsuits. In 2022, a settlement was reached in the lawsuit against the pharmaceutical companies and manufacturers, CVS, Walmart, Allergan and Teva. While Walgreens is a party to this lawsuit, they have not reached a settlement and the parties are currently working towards that goal. In mid-March 2023, Bay County and other local municipalities were forwarded the final settlements agreements and asked to sign on to the settlements with CVS, Walmart, Allergan and Teva by **April 18, 2023**. These four settlements are expected to bring in around \$450 million to Michigan. As a litigating Plaintiff, Bay County's allocation under the Allergan, Teva, CVS and Walmart Settlement is 1.23%. The estimated dollar amount that Bay County will receive has not been determined at this time.

Michigan can also expect additional funds received from Purdue Pharma, Mallinckrodt PLC and Endo, which are pursuing bankruptcy plans that include funding opioid abatement trusts. Nationally, settlements with Purdue Pharma, Mallinckrodt PLC and Endo are expected to total \$6 billion, \$1.7 billion and \$19.56 million respectively. When finalized, Bay County may have the opportunity to participate in these settlements and receive additional funds.

Financial Impact

The proposed and future settlements will have a positive financial impact on Bay County and will most likely result in the receipt of substantial proceeds that can be used to fund opioid abatement and prevention strategies in Bay County.

Recommendation:

It is important that Bay County execute the settlement agreement with Allergan, Teva, CVS, and Walmart by April 18, 2023 in order to receive the proposed settlement funds. Accordingly, it is my recommendation and the recommendation of outside counsel that Bay County execute the Michigan State Subdivision Agreement for Allocation of Allergan, Teva, CVS, and Walmart Settlement and any other future agreements or documents required to participate in advantageous settlement agreements related to ongoing opioid litigation.

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 21, 2023

RESOLUTION

- BY:** BAY COUNTY BOARD OF COMMISSIONERS (3/21/23)
- WHEREAS,** In 2017, Bay County filed a lawsuit in the United States District Court to address the public nuisance that is the Opioid Epidemic against defendants Janssen Pharmaceuticals, Inc., Amerisource Bergen Corp., Cardinal Health, Inc., and McKesson Corporation; and
- WHEREAS,** The lawsuit was subsequently transferred to the United States District Court in the Northern District of Ohio and centralized as part of In re National Prescription Opiate Litigation, MDL 2804. Our retained outside legal counsel, Motley Rice has assisted Bay County and the other plaintiffs in navigating this global litigation; and
- WHEREAS,** In 2021, a \$26 billion nationwide settlement was reached to resolve all opioids litigation brought by states and local political subdivisions against the three largest pharmaceutical distributors: McKesson, Cardinal Health and AmerisourceBergen (“Distributors”), and manufacturer Janssen Pharmaceuticals, Inc. and its parent company Johnson & Johnson (collectively, “J&J”); and
- WHEREAS,** The State of Michigan is slated to receive nearly \$800 million over 18 years from that lawsuit. The national agreement also requires significant industry changes that will help prevent this type of crisis from ever happening again. In 2021, Bay County, along with all 83 Michigan counties, executed the state-subdivision agreement with the State of Michigan setting forth the distribution allocation of the opioid settlement funds in the lawsuit against the Distributors, and manufacturer Janssen Pharmaceuticals, Inc., and its parent company J&J; and
- WHEREAS,** Bay County’s early participation in that lawsuit resulted in an increased allocation of the settlement proceeds and Bay County is scheduled to receive 3.6 million in settlement payments over the years. Recently, Bay County received \$700,000 in settlement proceeds. The use of these settlement funds is restricted for such purposes as opioid abatement, education, and treatment. Accordingly, Bay County can use these proceeds to broaden access to naloxone and medications to treat the opioid disorder, improve treatment in the jail, enrich prevention strategies, and expand harm reduction programs; and
- WHEREAS,** There are several other pending opioid lawsuits against additional pharmaceutical companies and manufacturers. Due to Bay County’s participation in the earlier distributor opioid litigation, Bay County was included as a Plaintiff in these additional lawsuits. In 2022, a settlement was reached in the lawsuit against the pharmaceutical companies and manufacturers, CVS, Walmart, Allergan and Teva. While Walgreens is a party to this lawsuit, they have not reached a settlement and the parties are currently working towards that goal. In mid-March 2023, Bay County and other local municipalities were forwarded the final settlements agreements and asked to sign on

to the settlements with CVS, Walmart, Allergan and Teva by April 18, 2023. These four settlements are expected to bring in around \$450 million to Michigan. As a litigating Plaintiff, Bay County's allocation under the Allergan, Teva, CVS and Walmart Settlement is 1.23%. The estimated dollar amount that Bay County will receive has not been determined at this time; and

WHEREAS, Michigan can also expect additional funds received from Purdue Pharma, Mallinckrodt PLC and Endo, which are pursuing bankruptcy plans that include funding opioid abatement trusts. Nationally, settlements with Purdue Pharma, Mallinckrodt PLC and Endo are expected to total \$6 billion, \$1.7 billion and \$19.56 million respectively. When finalized, Bay County may have the opportunity to participate in these settlements and receive additional funds; and

WHEREAS, The proposed and future settlements will have a positive financial impact on Bay County and will most likely result in the receipt of substantial proceeds that can be used to fund opioid abatement and prevention strategies in Bay County; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners, on behalf of Bay County, authorizes the Board Chair to sign the following documents: Michigan State Subdivision Agreement for Allocation of Allergan, Teva, CVS, and Walmart Settlement and any other future agreements or documents required to participate in advantageous settlement agreements related to ongoing opioid litigation; Be It Finally

RESOLVED That related budget adjustments, if required, are approved.

**VAUGHN J. BEGICK, CHAIR
AND BOARD**

Corporation Counsel - Settlement Agreement with Allergan, Teva, CVS, and Walmart – Global Opioid Litigation

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				COLLEEN M. MAILLETTE				DENNIS R. POIRIER			
TIM BANASZAK				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS____ NAYS____ EXCUSED____

VOICE: YEAS____ NAYS____ EXCUSED____

DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN-____
AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 21, 2023

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (3/21/23)

WHEREAS, Michigan's 83 county governments play a central role in the proper delivery of, and oversight for, critical public services for the state's approximately 10 million residents; and

WHEREAS, Michigan county governments are led by Boards of Commissioners, who are elected from their communities; and

WHEREAS, The State Association of Supervisors of Michigan was formed by representatives of 16 counties on Feb. 1, 1898, in the Senate chamber of the Michigan State Capitol in Lansing; and

WHEREAS, The association's name was changed to the Michigan Association of Counties on July 17, 1969; and

WHEREAS, The Michigan Association of Counties is the oldest association representing local governments in Michigan; and

WHEREAS, 48 of Michigan's 83 counties have had at least one of their commissioners (or supervisors prior to 1968) serve as president of the association's Board of Directors; and

WHEREAS, The association created the Michigan Counties Workers' Compensation Fund in 1979 to help county members provide workplace safety and injury insurance services to its employees; and

WHEREAS, The association created the Michigan Association of Counties Service Corporation in 1986 to partner with service providers to help counties save money on everything from health insurance to telecommunications services; and

WHEREAS, The association hosts two major conferences every year to bring together county leaders for briefings on trending public policy issues and to hear from state newsmakers and others; and

WHEREAS, The association's advocacy work in Lansing and beyond has advanced the interests of county governments and the residents they serve; and

WHEREAS, No fewer than five association presidents have served or are serving in the Michigan Legislature in the 21st century, a testament to the culture of public service inculcated by the association;

Therefore, Be It

RESOLVED That the Bay County Board of Commissioners wishes to commend and honor the Michigan Association of Counties on its 125th Anniversary year.

VAUGHN J. BEGICK, CHAIR

AND BOARD

Commissioner Banaszak – MAC 125th Anniversary

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				COLLEEN M. MAILLETTE				DENNIS R. POIRIER			
TIM BANASZAK				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS ____ NAYS ____ EXCUSED ____

VOICE: YEAS ____ NAYS ____ EXCUSED ____

DISPOSITION: ADOPTED ____ DEFEATED ____ WITHDRAWN- ____

AMENDED ____ CORRECTED ____ REFERRED ____ NO ACTION TAKEN ____



**OFFICE OF
BAY COUNTY EXECUTIVE**

James A. Barcia
County Executive

515 Center Avenue, Suite 401
Bay City, Michigan 48708
Tel: (989) 895-4130 | Fax: (989) 895-2094

March 8, 2023

Mr. Vaughn Begick, Board Chair
Bay County Board of Commissioners

RE: Notification of Program Name Change – Gypsy Moth to Forest Sustainability Program

Dear Vaughn,

The Entomological Society of North America (ESA) recently made an official change in the name of the Gypsy Moth to Spotted Moth. They had determined that the use of 'Gypsy Moth' is culturally offensive and would no longer be used. They have provided a timeframe during 2023 for users and organizations who work with or manage Gypsy Moth to transition their communications, documents, etc.

This transition created an opportunity for the Gypsy Moth Program staff to identify a new name for the program to more accurately describe its mission as the Program deals with much more than the single Spotted Moth species. Guided by the millage language which consistently receives about 80% voter support each time it is on the ballot, the program staff undertook a thoughtful process in considering a new program name. They have recommended the name **Bay County Forest Sustainability Program** and I concur with this recommendation. I have attached their recommendation that describes a thorough review for the basis of the name change. Staff has developed a Public Communications Plan to rolling out the new name for the public and affected stakeholders after the Board is fully notified by way of this memo.

Sincerely,

James A. Barcia
Bay County Executive

Attachment

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 21, 2023

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (3/21/23)

WHEREAS, The Entomological Society of North America (ESA) recently made an official change in the name of the Gypsy Moth to Spangy Moth and it had been determined that the use of 'Gypsy Moth' is culturally offensive and would no longer be used; and

WHEREAS, ESA provided a timeframe during 2023 for users and organizations who work with or manage Gypsy Moth to transition their communications, documents, etc.; and

WHEREAS, This has created an opportunity for the Gypsy Moth Program staff to identify a new name for the program to more accurately describe its mission as the Program deals with much more than the single Spangy Moth species; and

WHEREAS, Guided by the millage language which consistently receives about 80% voter support each time it is on the ballot, the program staff undertook a thoughtful process in considering a new program name and attached is the recommendation that describes a thorough review for the basis of the name change; and

WHEREAS, It is recommended that the Gypsy Moth Suppression Program transition to the Bay County Forest Sustainability Program; and

WHEREAS, Staff has developed a Public Communications Plan to roll out the new name for the public and affected stakeholders following Board is fully notified by way of this; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners concurs with the name change for the Bay County Gypsy Moth Suppression Program, now known as the Bay County Forest Sustainability Program; Be It Finally

RESOLVED That related budget adjustments, if required, are approved.

VAUGHN J. BEGICK, CHAIR
AND BOARD

County Executive - Gypsy Moth Suppression Program Name Change to Bay County Forest Sustainability Program

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				COLLEEN M. MAILLETTE				DENNIS R. POIRIER			
TIM BANASZAK				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN- _____

AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____



Recommendation: Gypsy Moth Suppression Program Name Change – March 2023

A name change is required for the Bay County Gypsy Moth Suppression Program due to the name “Gypsy Moth” being dropped and its use no longer sanctioned by the official Entomological Society of America. The forest defoliating moth has been renamed **Spongy Moth**. However, the existing Program deals with much more than Spongy Moth as the voter approved millage supports the suppression, monitoring and public education of invasive, non-native pests that damage local horticulture and defoliate trees. (See Millage language, Page 2) Active defoliating pests and damaged trees pose a public health and safety threat including fatal injuries and property damage. After thoughtful consideration we recommend the new name: **Bay County Forest Sustainability Program**, based on an internal review with the following objectives:

1. Consistency with the voter approved/renewed ballot millage language.
2. More accurately describe the variety of work that is actually performed in the Program (i.e. Emerald Ash Borer, etc.) with better representation of the diversity of invasive species and
3. Promotion of the program’s mission to reduce defoliating threats, property damage and sustaining our local forests and horticulture.

Background and Impacts of Name Change:

- **In July of 2021**, The Entomological Society of America (ESA) officially dropped the use of the name “Gypsy Moth” as it was deemed offensive and culturally inappropriate. The ESA adopted the new name “**Spongy Moth**” as the common name for the defoliating moth species *Lymantria dispar*. The new name refers to insect’s distinctive sponge-like egg masses.
- As a general timeframe ESA is allowing organizations to fully transition to the new common name by **March of 2023**, encouraging organizations that work with or manage *Lymantria dispar* to transition to “Spongy Moth” in communications, documents, and publications as time and resources allow.
- The official species name change requires a change to the Bay County Gypsy Moth program and creates an opportunity to remedy the previous misnomer “Gypsy Moth Program” which has severely underrepresented the variety of work carried out in the program, as described in the millage language.

New Program Name Considerations:

In considering a new name for the program, staff weighed the pros and cons of several choices before settling on a final recommendation. The two (2) parameters for name selection were that the new name comport with the activities described in the millage language; and clearly and succinctly describe to the public the nature of work to be performed, but not imply work that would not be done such as tree health (nursery) or tree removal. Below are some of the names that were considered, along with the reasons why these names were ultimately not chosen.

- **Bay County Invasive Species Management Program:** We felt this name too broadly included ALL invasive species; In consideration of the millage language that deals specifically with only those invasives that impact trees and horticulture. Also, the name is very similar to a close community partner of our program, “The Saginaw Bay Cooperative Invasive Species Management Area” (SB - CISMA), and we felt this would cause confusion with the public.

- **Bay County Tree Sustainability Program:** Program staff liked the word “sustainability” as it represents our ultimate goal of protecting our local trees and horticulture resources but sets guard rails for sustaining what resources we have. In this case we felt the use of the term “tree” could be misleading as we would not want to be considered a “tree cutting/tree removal” program, or a “nursery/tree planting” program.
- **A program naming contest was considered for the public and/or at local schools however due to our program activities having clearly defined parameters limited to the millage language we did not want to ‘open it up’ for creative exploration. We felt a naming contest might create more disappointment than good-will and the idea was dropped.**

Program Name Change Recommendation:

After outreach to local partners and engaging similar experts on optional names which better represent the diversity of invasive species work the program undertakes throughout Bay County, we recommend the program name be changed to the **“Bay County Forest Sustainability Program”**.

- **Why?** We believe the term **“Forest Sustainability”** captures all the important aspects of our program, from managing outbreak Spongy Moth populations in our rural woodlots of northern Bay County, to treating and sustaining over 3,000 publicly owned ash trees throughout the urban forest areas of Bay County to protect them from the devastating effects of the Emerald Ash Borer. It also captures our work to prepare/educate the public on new invasive species that may affect local horticulture (trees and plants) in future years to come. We believe **“The Bay County Forest Sustainability Program”** is a name that is broad enough to showcase the diversity of invasive species work we perform, but also targeted enough to represent the unique niche in which our work can be categorized.
- **Similar names in the industry:** When looking towards other programs/organizations for inspiration when coming up with the name change recommendation, program staff found many examples of the words “forest”, “forestry”, and “sustainability” being used to represent other programs. **A few examples include:** The DNR’s Forest Resources Division, The DNR’s Forest Health and Cooperative Programs, The Sustainable Forestry Initiative (a non-profit focused on blurring the lines between urban forests and traditional forests), USDA Forest Service, and Michigan State University’s Forest Entomology Program. Our recommended name Forest Sustainability Program would be unique but still present the mission in a positive and updated manner.

Recent Voter Approved Millage Language: (Passed in November 2022)

Gypsy Moth Suppression Program Millage Language: 2022-2027

“Shall the limitation of amount of general ad valorem taxes which may be imposed each year under Article IX, Sec. 6 of the Michigan Constitution in Bay County be renewed for .1 of a mill (10cents per \$1,000 of taxable value) for a period of 6 years, 2022 to 2027 inclusive, to be **used for the suppression and monitoring of and public education surrounding Gypsy Moths and other invasive, non-native pests that damage local horticulture (trees and plants).**

(The next ballot (2028) millage language will require only a change in the name **“Gypsy Moth” to “Spongy Moth”** to comport with the species name change by Entomological Society of America.)

**BAY COUNTY DEPARTMENT OF
ENVIRONMENTAL AFFAIRS
& COMMUNITY DEVELOPMENT**

515 Center Avenue, Suite 501
Bay City, Michigan 48708

Phone 989-895-4135
Fax 989-895-4068
TDD 989-895-4049
<http://www.baycounty-mi.gov>



JAMES A. BARCIA
County Executive

LAURA OGAR, DIRECTOR
ogar@baycounty.net

Community Initiatives
Geographic Information Systems
Gypsy Moth Suppression Program
Mosquito Control
Saginaw Bay Restoration
Transportation Planning

MEMORANDUM

DATE: March 10, 2023

TO: Commissioner Vaughn Begick, Chair
Bay County Board of Commissioners

FROM: Laura Ogar, Director
Environmental Affairs & Community Development

RE: Bay County Municipal Separate Storm Sewer System - Certifier Agreement Administrator

Request:

Bay County's Municipal Separate Storm Sewer System (MS4) permit is expiring and must be renewed by April 4, 2023. The MS4 regulations are required by the federal National Pollutant Discharge Elimination System (NPDES) permit that is administered through the Michigan Department of Environment, Great Lakes and Energy (EGLE). A number of Bay County facilities are required to have coverage and a permit renewal application must be submitted to EGLE by April 4, 2023 before the permit expires on October 31, 2023 or a totally new permit application will be required. EGLE uses an online software tool – MiEnviro – for all permitting, renewal applications and documentation tracking with submittals to be done only by an authorized Certifier. Request the Board Chair sign the EGLE Certifier Agreement Administrator form authorizing me to submit the permit renewal documentation. Request appointment to the BASWA to coordinate activities as the new MS4 permit implementation begins.

Background:

The Bay Area Storm Water Authority (BASWA) was formed over 15 years ago to coordinate work efforts required by the federal NPDES permit for the discharge of storm water from regulated facilities in urbanized areas. Numerous studies have shown that storm water picks up pollutants as it flows through urban settings prior to discharge to surface water. The NPDES permit system is intended to reduce pollutants such as oil, grease, metals, and sediment from entering the storm water system before it discharges to streams, rivers and Saginaw Bay. The urbanized communities in BASWA work together to share activities towards implementation of the MS4 permit. Bay County has just been notified by EGLE that there are new storm water sampling requirements.

Finance/Economics:

There is no fee to apply for the renewal of permit coverage. There is an annual fee (\$3,000) for the coverage however that has already been paid for 2023. No further fees are anticipated at this time.

Recommendation:

Request appointment to the BASWA and upon favorable review of Corporation Council, request the Board Chair be authorized to sign the MiEnviro Certifier Agreement authorizing the Director of Environmental Affairs and Community Development, Laura Ogar as the Authorized Certifier in order to submit required documents for the MS4 permit renewal and all other MS4 permit related documentation.

cc: James Barcia, Amber Davis-Johnson, Lindsey Arsenault

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 21, 2023

RESOLUTION

- BY:** BAY COUNTY BOARD OF COMMISSIONERS (3/21/23)
- WHEREAS,** The Bay Area Storm Water Authority (BASWA) was formed over 15 years ago to coordinate work efforts required by the federal NPDES permit for the discharge of storm water from regulated facilities in urbanized areas; and
- WHEREAS,** Numerous studies have shown that storm water picks up pollutants as it flows through urban settings prior to discharge to surface water. The NPDES permit system is intended to reduce pollutants such as oil, grease, metals, and sediment from entering the storm water system before it discharges to streams, rivers and Saginaw Bay; and
- WHEREAS,** The urbanized communities in BASWA work together to share activities towards implementation of the MS4 permit; and
- WHEREAS,** Bay County has just been notified by EGLE that there are new storm water sampling requirements; and
- WHEREAS,** Bay County's Municipal Separate Storm Sewer System (MS4) permit is expiring and must be renewed by April 4, 2023. The MS4 regulations are required by the federal National Pollutant Discharge Elimination System (NPDES) permit that is administered through the Michigan Department of Environment, Great Lakes and Energy (EGLE);and
- WHEREAS,** A number of Bay County facilities are required to have coverage and a permit renewal application must be submitted to EGLE by April 4, 2023 before the permit expires on October 31, 2023 or a totally new permit application will be required; and
- WHEREAS,** To ensure expeditious implementation of the permit process and coordination of activities, the appointment of Laura Ogar, Bay County's Director of Environmental Affairs and Community Development, to BASWA is recommended as well as authorization for the Board Chair to sign the EGLE (MiEnviro) Certifier Agreement Administrator form designating the Director of Environmental Affairs and Community Development as the Authorized Certifier to submit all required permit renewal documentation; Therefore, Be It
- RESOLVED** That the Bay County Board of Commissioners approves the appointment of Laura Ogar, Bay County's Director of Environmental Affairs and Community Development, to the Bay Area Storm Water Authority (BASWA) and further authorizes the Chairman of the Board to execute the MiEnviro Certifier Agreement designating Laura Ogar, Director of Environmental Affairs and Community Development, as the Authorized Certifier to submit required documents for the MS4 permit renewal and all other MS4 permit related documentation upon Corporation Counsel review and approval; Be It Finally
- RESOLVED** That related budget adjustments, if required, are approved.

VAUGHN J. BEGICK, CHAIR

AND BOARD

Envir. Affairs & Community Dev. – BASWA - Bay County Municipal Separate Storm Sewer System- Certifier Agreement

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				COLLEEN M. MAILLETTE				DENNIS R. POIRIER			
TIM BANASZAK				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN- _____

AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 21, 2023

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (3/21/23)

WHEREAS, In January the Board of Commissioners approved the new Typist Clerk II position for the Board of Commissioners' Office; and

WHEREAS, Based on the competitive hiring climate and the experience of the candidate chosen, It is requested to hire Shelby Taylor at the two year rate of the current salary grade at \$16.72 per hour; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the hire of Shelby Taylor for the Typist Clerk II position for the Board of Commissioners' Office at the two-year rate (\$16.72 per hour); Be It Finally

RESOLVED That related budget adjustments, if required, are approved.

VAUGHN J. BEGICK, CHAIR
AND BOARD

Board of Commissioners – Shelby Taylor - Typist Clerk II hired at 2-year rate (TA05)

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				COLLEEN M. MAILLETTE				DENNIS R. POIRIER			
TIM BANASZAK				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS____ NAYS____ EXCUSED____

VOICE: YEAS____ NAYS____ EXCUSED____

DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN-____

AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 21, 2023

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (3/21/23)

RESOLVED By the Bay County Board of Commissioners that the following report is received:

1. Employment Status Report – FEBRUARY 2023

VAUGHN J. BEGICK, CHAIR
AND BOARD

County Executive – Status Reports

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				COLLEEN M. MAILLETTE				DENNIS R. POIRIER			
TIM BANASZAK				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS ____ NAYS ____ EXCUSED ____

VOICE: YEAS ____ NAYS ____ EXCUSED ____

DISPOSITION: ADOPTED ____ DEFEATED ____ WITHDRAWN- ____

AMENDED ____ CORRECTED ____ REFERRED ____ NO ACTION TAKEN ____

CHANGES IN EMPLOYMENT STATUS
February 2023

<u>EMPLOYEE NAME</u>	<u>DEPARTMENT</u>	<u>DATE</u>
<u>NEW HIRES (Regular Status):</u>		
Kevin Kula Assistant Prosecuting Attorney II	Prosecuting Attorney's Office	2/13/2023
Harper Lindauer PT Respite Care Worker	Department on Aging	2/1/2023
<u>NEW HIRE (On-call/temporary):</u>		
Ashley Richter On-Call Youth Dev Worker	Juvenile Home	2/27/2023
<u>TRANSFER:</u>		
Matthew Mikolajczak From: Dispatcher To: Supervisor Mosq Control	From: Central Dispatch To: Mosquito Control	2/21/2023
Debra Foster From: Admin Aide/Jury Clerk To: Circuit Court Clerk	From: Circuit Court To: Circuit Court	2/13/2023
Johnnie Johnson From: Circuit Court Clerk To: Circuit Court Clerk II	From: Circuit Court To: Circuit Court	2/13/2023
<u>RETURN:</u>		
Pam Lynch Temp Court Recorder	Probate Court	1/26/2023
Sheri Henderson Typist Clerk III	Animal Services	2/21/2023
Diane Davenport Temp Help	Prosecuting Attorney's Office	2/15/2023
Ryan Seifferly Zamboni Driver	Civic Arena	2/13/2023
<u>SEPARATIONS:</u>		
Laura Kukla Youth & Family Counselor	Probate Court	2/20/2023
Lynne Fielbrandt Circuit Court Clerk II	Circuit Court	2/10/2023
Victoria VanParis Dispatcher	Central Dispatch	2/10/2023
<u>RETIREMENT:</u>		
Bruce Mannikko Chief Defense Attorney	Public Defender	2/11/2023



BAY COUNTY COURTS
18th Circuit 74th District 9th Probate
1230 Washington Avenue • Bay City, Michigan 48708

KIM B. MEAD
Court Administrator
Phone: (989) 895-4266
Fax: (989) 895-4099
meadk@baycounty.net

March 14, 2023

Vaughn J. Begick, Chair
Board of Commissioners
515 Center Avenue
Bay City, Michigan 48708

Commissioner Begick;

The Michigan Supreme Court has selected several courts in the state to receive funds to assist with the backlog of criminal cases due to the COVID-19 pandemic. Bay Court Courts has been notified that they are one of those courts.

MSC has offered an award of \$296,452 of which \$48,516 is earmarked for the Circuit Court Probation office (Part of the Michigan Department of Corrections) leaving Bay responsible for \$247,936. There is no local match required.

The grant would become available upon approval and signing of the grant agreement by the Bay County Commission. The grant period would then run through March 31, 2024.

I ask the Board of Commissioners to accept and authorize the Board Chair to sign the grant agreement between the Michigan Supreme Court and the County of Bay.

Sincerely,

Kim Brian Mead
Administrator

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 21, 2023

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (3/21/23)

WHEREAS, The Michigan Supreme Court (MSC) has selected several courts in the state to receive funds to assist with the backlog of criminal cases due to the COVID-19 pandemic; and

WHEREAS, Bay County Courts has been notified that they are one of the selected courts to receive the Virtual Backlog Response Docket Grant; and

WHEREAS, MSC has awarded Bay County Courts funding in the amount of \$296,452 of which \$48,516 is earmarked for the Circuit Court Probation Office (Part of the Michigan Department of Corrections) leaving Bay County Courts responsible for administration of the remaining \$247,936. There is no local match required; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners accepts the Virtual Backlog Response Docket Grant Award and authorizes the Chairman of the Board to execute the grant award and related documents on behalf of Bay County (Courts) following Finance Department and Corporation Counsel review and approval; Be It Further

RESOLVED That the grant applicant/recipient departments are required to work simultaneously with the Finance Department whose staff will provide financial oversight of said grant; Be It Further

RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will be not absorbed by the County; Be It Finally

RESOLVED That related budget adjustments, if required, are approved.

VAUGHN J. BEGICK, CHAIR
AND BOARD

Courts – Virtual Backlog Response Docket Grant Award - \$296,452

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				COLLEEN M. MAILLETTE				DENNIS R. POIRIER			
TIM BANASZAK				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS____ NAYS____ EXCUSED____

VOICE: YEAS____ NAYS____ EXCUSED____

DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN-____

AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____



**OFFICE OF
BAY COUNTY EXECUTIVE**

James A. Barcia
County Executive

515 Center Avenue, Suite 401
Bay City, Michigan 48708
Tel: (989) 895-4130 | Fax: (989) 895-2094

March 15, 2023

Mr. Vaughn Begick, Board Chair
Bay County Board of Commissioners

RE: Consent of Appointments to Bay County Brownfield Redevelopment (BR) Authority

Dear Vaughn,

As described in state law for Brownfield Redevelopment Authorities Act 381 of 1996 Part 125.2655 Sec. 5.(e) I am making the appointments of "not less than 5 nor more than 9 members" and request the Board's consent. Since this is the initial seating of the BR Authority the appointments are for staggered terms for 1 year, 2 years, and 3 years of which each term thereafter will be a three (3) year term. Members serve without compensation.

The law recommends appointing members who are experienced with TIFA's, DDA practices, and local government financing, etc. and after due consideration of expertise and knowledge I request consent of the following appointments to the countywide Bay County Brownfield Redevelopment Authority:

- 1) Bay County Executive - **Jim Barcia**, 3 year
- 2) Bay County Finance Director - **Shawna Walraven**, 3 year
- 3) Bay County Board of Commissioner representative – **Vaughn Begick, Board Chair** 3 year
- 4) Bay County Treasurer – **Wes Prince**, 2 year
- 5) Participating Township Supervisor or representative - **Terri Close, Hampton Twp**; 2 year
- 6) Participating Township Supervisor or representative – **Terry Spencer, Monitor Twp**; 1 year
- 7) Participating City Manager/Mayor or representative - **Dave Haag, Auburn**, 1 year
- 8) Participating DDA representative Director or representative - **Sue Pike, Valley Tech Park**, 2 year
- 9) Open Public Seat - **Steve VanTol**, 1 year

Note: 'Participating' means a local unit which has Opted in by Resolution of its governing board to participate in the countywide BRA. Opting in or out can happen at any time. Any local unit that has an active brownfield project can Opt in and participate as an ad hoc Board member.

Sincerely,

James A. Barcia
Bay County Executive

BROWNFIELD REDEVELOPMENT FINANCING ACT (EXCERPT)
Act 381 of 1996

125.2655 Designation of board by governing body; membership; trustees; applicability of subsection (2); election of chairperson, vice-chairperson, and other officers; oath; procedural rules; meetings; special meetings; removal of member; records open to public; quorum.

Sec. 5. (1) Each authority shall be under the supervision and control of a board chosen by the governing body. Subject to subsection (2), the governing body may by majority vote designate 1 of the following to constitute the board:

(a) The board of directors of the economic development corporation of the municipality established under the economic development corporations act, 1974 PA 338, MCL 125.1601 to 125.1636.

(b) The trustees of the board of a downtown development authority established under 1975 PA 197, MCL 125.1651 to 125.1681.

(c) The trustees of the board of a tax increment financing authority established under the tax increment finance authority act, 1980 PA 450, MCL 125.1801 to 125.1830.

(d) The trustees of the board of a local development financing authority established under the local development financing act, 1986 PA 281, MCL 125.2151 to 125.2174.

(e) Not less than 5 nor more than 9 persons appointed by the chief executive officer of the municipality subject to the approval of the governing body. Of the initial members appointed, an equal number, as near as practicable, shall be appointed for 1 year, 2 years, and 3 years. A member shall hold office until the member's successor is appointed and qualified. Thereafter, each member shall serve for a term of 3 years. An appointment to fill a vacancy shall be made by the chief executive officer of the municipality for the unexpired term only. Members of the board shall serve without compensation, but shall be reimbursed for reasonable actual and necessary expenses.

(2) The governing body of a municipality in which a board described in subsection (1)(b), (c), or (d) has been established shall designate the trustees of 1 of those boards to constitute the board. This subsection shall only apply in the event a board described in subsection (1)(b), (c), or (d) is authorized under subsection (1) to serve as the board of the authority.

(3) The members shall elect 1 of their membership as chairperson and another as vice-chairperson. The members may designate and elect other officers of the board as they consider necessary.

(4) Before assuming the duties of office, a member shall qualify by taking and subscribing to the oath of office provided in section 1 of article XI of the state constitution of 1963.

(5) The board shall adopt rules governing its procedure and the holding of regular meetings, subject to the approval of the governing body. Special meetings may be held when called in the manner provided in the rules of the board. Meetings of the board shall be open to the public, in accordance with the open meetings act, 1976 PA 267, MCL 15.261 to 15.275. The rules of procedure of the authority may permit a person to be appointed to the board in his or her capacity as a public official, whether appointed or elected. The rules of procedure of the authority may also provide that the member's term on the board shall expire upon expiration of the member's service as a public official. The expiration of service as a public official shall be defined to also include the public official's resignation or removal from the position as a public official.

(6) After notice and an opportunity to be heard, a member of the board appointed under subsection (1)(e) may be removed before the expiration of his or her term for cause by the governing body. Removal of a member is subject to review by the circuit court.

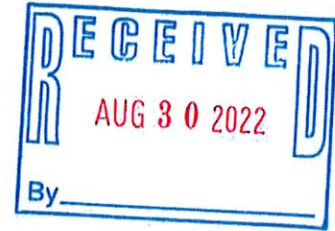
(7) All financial records of an authority shall be open to the public under the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

(8) A majority of the members of the board appointed and serving shall constitute a quorum. Action may be taken by the board at a meeting upon a vote of the majority of the members present.

History: 1996, Act 381, Eff. Sept. 16, 1996;—Am. 2000, Act 145, Imd. Eff. June 6, 2000;—Am. 2014, Act 244, Imd. Eff. June 27, 2014.



STATE OF MICHIGAN
JOCELYN BENSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING



August 19, 2022

Bay County Department of Environmental
Affairs & Community Development
Attn: Laura Ogar
515 Center Avenue, Ste 501
Bay City, MI 48708

RE: Brownfield Redevelopment Authority for Bay County

Dear Ms. Ogar Staff:

This letter acknowledges receipt and filing on April 18, 2022, of a certified copy of the Resolution establishing a Brownfield Redevelopment Authority for Bay County, in accordance with Act 381 of PA 1996.

Sincerely,

Michigan Department of State
Office of the Great Seal
1.888.767.6424

Resolution Establishing a BRA and Appointing Board Members

County of Bay

RESOLUTION ESTABLISHING A BROWNFIELD REDEVELOPMENT AUTHORITY FOR THE COUNTY OF BAY AND APPOINTING BOARD MEMBERS PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS OF ACT 381 OF THE PUBLIC ACTS OF THE STATE OF MICHIGAN OF 1996, AS AMENDED

At a regular meeting of the Bay County Board of Commissioners (Commission) of Bay County, Michigan (the "Local Unit"), held in the Local Unit on the 10th day of March, 2020, at 4 p.m.

PRESENT: COMM. DURANCZYK, KRYGIER, BEGICK, COONAN, HEREK, RYDER, LUTZ

ABSENT: NONE

MOTION BY: COMM. RYDER

SUPPORTED BY: COMM. LUTZ

WHEREAS, the Bay County Commission, by Resolution adopted on the 11th day of February, 2020 (the "Resolution of Intent"), determined that it is in the best interest of the public to facilitate identification and treatment of environmentally distressed, functionally obsolete and/or blighted areas to promote revitalization within the municipal limits of Bay County, and declared its intention to provide for the operation of a Brownfield Redevelopment Authority (the "Authority") for Bay County pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, being Act 381 of the Public Acts of the State of Michigan of 1996, as amended (the "Act"); and

WHEREAS, on this date, pursuant to and in accordance with the Act and the Resolution of Intent, the Bay County Commission held a public hearing, notice of which was given as required by Section 4(2) of the Act on the adoption of a resolution creating the Authority; and

WHEREAS, all citizens, taxpayers and property owners of the County of Bay and officials of the affected taxing jurisdictions had the right and opportunity to be heard at the public hearing on the establishment of the Authority; and

WHEREAS, the Bay County Commissioner desires to proceed with the establishment of the Authority for the County of Bay within the boundaries of which the Authority shall exercise its powers, all pursuant to and in accordance with the Act.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Authority Created. Pursuant to the authority vested in the Bay County Commission by the Act, the Authority is hereby established and shall be known as the Bay County Brownfield Redevelopment Authority.

2. Supervision of the Authority. The Authority shall be under the supervision and control of a board (the "Board") appointed by the Chair of the Bay County Commission, in accordance with the membership provisions set forth in Section 5(1) of the Act, subject to the approval of the Bay County Commission. The members of the Board shall hold office, and the Board shall conduct its procedures in accordance with the Act, and, in particular, Section 5 thereof.

3. Jurisdiction of the Authority. The Authority shall exercise its powers within the County of Bay.

4. Powers and Duties of the Authority. The Authority shall have the full extent of powers and duties provided by and in accordance with the Act. Among other matters, the exercise of its powers, the Board shall prepare Brownfield Plans for eligible property(ies) pursuant to Section 13 of the Act and submit the plan to the Bay County Commission for consideration pursuant to Section 14 of the Act.

5. Bylaws and Rules of the Authority. The Authority shall elect officers and adopt bylaws and rules governing its procedures and meetings in accordance with Sections 5(3) and 5(5) of the Act, and after adoption by the Board shall immediately forward a copy of the bylaws and rules to the Bay County Commission in care of the Clerk of Bay County (the "Clerk"). The Authority's bylaws and rules shall be subject to the approval of the Bay County Commission. However, if the Bay County Commission fails to either approve or disapprove the Authority's bylaws and rules at its next regular meeting after receipt of a copy thereof by the Clerk, the Authority's bylaws and rules shall be deemed to have been approved by the Bay County Commission.

6. Director's Bond. In the event the Board elects to employ a director as authorized by Section 6(1) of the Act, the director, before entering upon the duties of his/her office, shall, in addition to any other requirements of law, post a bond in the penal sum of \$__NA__ with a \$__NA__ deductible payable to the Authority for the use and benefit of the Authority, which shall be approved by the Board and filed with the Clerk. The premium on the bond furnished by the director shall be deemed to be an operating expense of the Authority, payable from funds available to the Authority for expenses of operation.

7. Form of Approvals. Except as may otherwise be provided by the Act or other applicable law, approvals by the Bay County Commission of all matters pertaining to the Authority or its Board shall be by resolution.

8. Severability. Should any section, clause or phase of this Resolution be declared invalid by the courts, the same shall not affect the validity of this Resolution as a whole nor any part thereof other than the part so declared to be invalid.

9. Repeals. All resolutions or parts of resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

10. Publication. The Clerk is hereby directed to file a true and complete copy with the Michigan Department of State, Office of the Great Seal, promptly after adoption and to take all other actions incident upon such adoption pursuant to applicable charter or other provisions UPON A VOTE FOR THE ADOPTION OF SAID RESOLUTION, THE VOTE WAS:

AYES: 7

NAYES: 0

ABSTAINED: 0

RESOLUTION DECLARED ADOPTED. YES

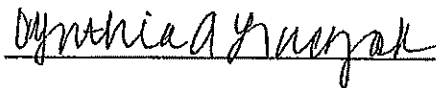
STATE OF MICHIGAN)

)ss.

COUNTY OF BAY)

I, the undersigned, the duly qualified and acting Clerk of the County of Bay, State of Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Bay County Board of Commissioners of at a regular meeting held on the 10th day of March, 2020, the original of which resolution is on file in my office and available to the public. Public notice of said meeting was given pursuant to and in compliance with the Open Meetings Act, Act No. 267 of the Michigan Public Acts of 1976, including the case of a special or rescheduled meeting, notice by posting at least 18 hours prior to the time set for said meeting.

IN WITNESS WHEREOF, I have hereunto set my official signature, this 12TH day of MARCH [month], 2020 [year].



CLERK

County of Bay, Michigan